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OF THE  
ARABIC MANUSCRIPTS  
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VOLUME II

III. FIQH

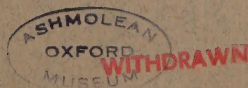
BY

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AT THE INDIA OFFICE, LONDON

1937

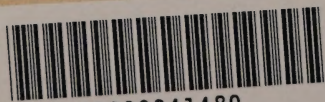


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# CATALOGUE OF ARABIC MANUSCRIPTS

## VOLUME II

### III. FIQH

#### A. UṢŪL (SUNNITE)

#### 1422

Foll. 430, ends defective;  $8\frac{1}{2} \times 6$  in.; ll. 19; naskhī; rare rubrications; margins ruled; some injury from damp and insects; 17th century.

[DELHI 652]

A commentary upon a work dealing with the general principles of law. Titles and authors' names are lacking, but the original text would appear to be part of the *Kitāb al-Mabsūṭ* (otherwise known as *Kitāb al-Aṣl fī 'l-furū'*) by Abū Ḥanīfaḥ's disciple Muḥammad b. Ḥasan al-Shaibānī (d. 189/804; cf. Ṭabarī III 2521; Brockelmann I 171 f.).

Beginning (as here extant):

...الإعلام... شركه فيه لاحد كذا روى عن  
الخليل وابن كميان ومحمد بن الحسن والشافعي  
رحمهم الله ولهذا اضيف الحمد اليه لانه لما كان  
كا [sic] تعلم للذات الخ

The passages of the original text are, in the earlier part only, introduced by قوله. The following chapter-headings are provided:

قوله والقسم الثاني في وجوه البيان بذلك  
النظم  
Fol. 22a  
قوله فصل في الامر  
Fol. 89a  
في صفة الحسن للماموزية  
Fol. 138b  
في حكم الامر والنهي  
Fol. 160b  
فصل في بيان اسباب الشرايع  
Fol. 164b  
في بيان اقسام السنة  
Fol. 189a

L. A. M.

Fol. 216a في المعارضة  
Fol. 329b اهلية الانسان للشئ  
Fol. 342b فصل ولما فرغ الشيخ من بيان الاهلية الخ  
Fol. 351a واما الرق

End (last complete section):

قوله ومن ذلك اى من باب حروف الشرط اى  
كلماته والفاظه وسميتها حروفا باعتبار الاصل فيها  
الخ

No other copy appears to be recorded.

H. Kh.?

#### 1423

Foll. 381;  $10\frac{3}{4} \times 6$  in.; ll. 9; bold clear naskhī partially vocalised; margins and interlinear spaces almost entirely occupied by comments; rubrications; worm-holed in places; undated but probably 14th century. [DELHI 398]

كتاب اصول الفقه

Kitāb Uṣūl al-fiqh.

The first volume (of two?) of the treatise on Ḥanafī jurisprudence by Fakhr al-Islām al-Pazdawī (d. 482/1089; cf. Ibn Quṭlūbughā, no. 122; Brockelmann I 373). It contains the sections on the Qur'ān (beginning fol. 8a) and on Ḥadīth (beginning fol. 315b).

Beginning:

أَلْحَمْدُ لِلَّهِ خَالِقِ النَّسَمِ وَرَازِقِ الْقِسْمِ مُبْدِعِ الْبِدَائِعِ  
وَشَارِعِ الشَّرَائِعِ الخ

End:

وهذه الحجج التي ذكرنا وجوها من الكتاب  
والسنة لا تتعارض في انفسها وضعا ولا تناقض لان  
ذلك من العجز تعالى الله من ذلك وانما يقع  
التعارض بينهما والتناقض لجهلنا بالناسخ والمنسوخ فلا  
بد من بيان هذه الجملة

The colophon, in a different hand from the rest, says that the owner and writer of this volume was one Ḥasan ibn Shaikh Rājū.

For other copies see Brit. Mus. Suppl. no. 258; Bankipore xix (i), pp. 1 f.; Āsafiyah, p. 88. Printed at Constantinople, 1307/1889-90.

H. Kh. 1 844.

## 1424

Foll. 165;  $10\frac{3}{8} \times 7\frac{1}{4}$  in; bold naskhī, ll. 7, as far as fol. 100 then good clear nasta'liq, ll. 9; rubrications; numerous marginal and interlinear comments; much worm-eaten; 16th century.

[DELHI 400]

## Kitāb Uṣūl al-fiqh.

Another copy of the same part of the work by al-Pazdawī.

The section on the Qur'ān begins on fol. 6a and on the Sunnah on fol. 130a.

The colophon reads:

بسم النصف الاول من اصول البزدوي ويتلوه باب  
المعارضة

## 1425

Foll. 161;  $10\frac{1}{2} \times 6$  in.; ll. 11; clear naskhī; some marginal notes; 14th century. [DELHI 397]

## Kitāb Uṣūl al-fiqh.

The section on qiyās only, belonging to the same treatise on jurisprudence by Fakhr al-Islām al-Pazdawī.

Beginning:

باب القياس الكلام في هذا الباب ينقسم الى اقسام  
اولها الكلام في نفس القياس والثاني في شرطه  
والثالث في ركنه والرابع في حكمه والخامس في  
دفعه الخ

End:

وذلك مثل تناول محظور الاحرام عن ضرورة بالمحرم  
انه يرخص له ويضمن الجزأ فكذلك همتنا والله اعلم  
بالصواب

## 1426

Foll. 430 (originally more than 444, the beginning, foll. 70-74 and end lacking);  $11\frac{1}{4} \times 7$  in.; ll. 31; small cursive naskhī with insertions in a larger hand; rubrications; marginal notes; some leaves damaged; 15th century. [DELHI 458]

A commentary on the Uṣūl of al-Pazdawī, by an author unnamed.

Beginning (fol. 9):

... السنة والجماعة الذي هو عبارة طريق الصحابة  
الخ

After the introduction, the significant portion of the text—apart from the commentary—begins (fol. 11 (13)a):

وهذا الكتاب الذي... لبيان النصوص بمعانيها  
وتعريف الاصول بفروعها على شرط الایجاز والاختصار  
... اعلم بان اصول الشرع ثلثة الكتاب والسنة والاجماع  
والاصل الرابع هو القياس الخ

Headings are marked as follows:

Fol. 69 (61)b	قوله أما الكتاب
Fol. 233 (225)b	باب حروف المعاني
Fol. 247 (239)a	باب حروف الجر
Fol. 256 (248)a	باب الصرح والكتابة
Fol. 258 (250)a	باب وجوه الوقوف
Fol. 282 (274)b	باب العزيمة والرخصة
Fol. 290 (282)b	باب حكم الامر والنهي
Fol. 293 (285)b	باب بيان الشرايع
Fol. 306 (298)b	باب المعارضة
Fol. 322 (314)a	باب التغيير
Fol. 331 (323)b	باب بيان الضرورة
Fol. 335 (327)b	باب محل النسخ
Fol. 338 (330)a	باب تقسيم الناسخ



Fol. 347 (339) <i>a</i>	باب متابعة اصحاب النبي
Fol. 348 (340) <i>b</i>	باب الاجماع
Fol. 351 (343) <i>a</i>	باب شرط الاجماع
Fol. 355 (347) <i>a</i>	باب القياس
Fol. 412 (398) <i>a</i>	باب تقسيم الشروط
Fol. 418 (404) <i>b</i>	باب بيان الاهلية
Fol. 421 (407) <i>b</i>	باب الامور المعترضة
Fol. 422 (408) <i>a</i>	باب الاهلية
Fol. 424 (410) <i>b</i>	باب الامور المعرفية
Fol. 431 (417) <i>a</i>	باب العوارض

End (as here extant):

ذكر ابو يوسف ومحمد... في مسئلة السيادة  
حتى اوجبا الف... وليس بذكر ان من الوجوب  
الذي ذكر ابو حنيفه...

No other copy appears to be recorded.  
H. Kh.?

### 1427

Foll. 530, beginning defective;  $10\frac{3}{4} \times 6\frac{3}{8}$  in.;  
ll. 29; naskhī, in more than one hand, frequently  
ill-written, with added folios at the beginning and  
end in nasta'liq; rubrications; original text written  
in larger and distinctive script in the first half of  
the manuscript; margins ruled; worm-eaten; date  
1254/1838. [DELHI 570]

### شرح البزدوى

#### Sharḥ al-Pazdawī.

A commentary upon the *Uṣūl* of al-Pazdawī by an author whose name is not given.

Beginning (as here extant):

افتتح كتابه اولاً باسمه تيمناً واقتداءً بغير  
النبي صلى الله عليه وسلم كل امرئ نال ليريد  
اسم الله الخ

The commentary proceeds by way of objection and answer introduced by *فان قلت* and by *واجيب قلنا* respectively. Forty-nine chapter-headings are marked, beginning with *باب معرفة احكام الخصوص* (fol. 77*a*), and ending with *باب في السكر* (fol. 497*a*).

End:

الاباحة مطلقة ولا يصير كطعام نفسه في الاباحة  
حتى وجب عليه الضمان بالتناول ولو صير كان  
ماهوراً بخلاف طعام نفسه

No other copy appears to be recorded.  
H. Kh.?

### 1428

3812*a*. Foll. 1-6, 57, 58, 7-38;  $8 \times 6\frac{1}{2}$  in.;  
ll. 25-30; naskhī, for the most part unpointed;  
rubrications; stained by damp and earlier leaves  
injured; date 583/1187; copyist, Abū 'Alī al-  
Ḥasan b. Ishāq. [Purchased 30 March 1910]

A short treatise on the *Uṣūl*, called on the title-page *التمهيد في اصول الفقه* and attributed to the Imām Muḥammad b. Idrīs al-Shāfi'ī (d. 204/820; cf. Goldziher, *Zahiriten*, pp. 20-26 and *Muhammedanische Studien* II 83; Brockelmann I 178 etc.). Neither title nor author's name appears in the text and no work of the given title is to be found in H. Kh. It is not the *risālah* commonly attributed to the Imām al-Shāfi'ī.

Beginning:

... يستحقه و صلواته على محمد حاتم النبيين و  
سد المرسلين... سألني احواني ان اصنف له [sic]  
محصراً في اصول الفقه الخ

The work contains the following, amongst other, *bābs*:

Fol. 1 <i>b</i>	بيان العلم والظن
Fol. 2 <i>a</i>	بيان الفقه
Fol. 2 <i>b</i>	اقسام الكلام
Fol. 3 <i>a</i>	في الحقيقة و المجاز
Fol. 3 <i>b</i>	بيان الوحود التي يوحد بها الاسماء
Fol. 4 <i>a</i>	الكلام في الامر والنهي
Fol. 4 <i>b</i>	ما نقص الامر من الانحاء
Fol. 5 <i>a</i>	في الامر هل يعصى الفعل الخ
Fol. 5 <i>b</i>	الامر ناسماً على وجه البر لله الخ
Fol. 6 <i>a</i>	في ان الامر يدل الخ
Fol. 6 <i>b</i>	من لا بد حل في الامر الخ

- Fol. 57a بيان العرض والواحد والسبع الخ  
 Fol. 57b العول... تعاربت الامر الخ  
 Fol. 58a العول فى العموم والخصوص  
 Fol. 58b اساب صفة العموم  
 Fol. 7a ما نصح دعوا العموم الخ  
 Fol. 7b القول فى الخصوص  
 Fol. 7b ذكر ما يحوز بخصيصه الخ  
 Fol. 8a بيان الأدلة التى يحوز الشخص بها الخ  
 Fol. 10a القول فى اللط الوارد الخ  
 Fol. 11a القول فى الاستفتا الخ  
 Fol. 11b العول فى المطلق  
 Fol. 12a العول فى مفهوم الحطاب  
 Fol. 13a الكلام فى المحمل  
 Fol. 14a الكلام فى السان  
 Fol. 14b الكلام فى النسخ والعدل الخ  
 Fol. 16b ما يعرف به الناسخ من المسوخ  
 Fol. 17a العول فى سرع من فلما الخ  
 Fol. 17a العول فى حروف المعانى  
 Fol. 18b العول فى افعال رسول الله الخ  
 Fol. 19a العول فى الافرار الخ  
 Fol. 19b العول فى احبار الاحاد  
 Fol. 20a العول فى المراسل والمرسل  
 Fol. 22a العول فى كتمه الرواه  
 Fol. 22b العول فى ترحم الحبرين الخ  
 Fol. 23b ذكر معنى الاحماع الخ  
 Fol. 25b العول فى اختلاف الصحابه  
 Fol. 27a سان حد القناس  
 Fol. 28a الكلام فى سان ما يسهل القناس عليه  
 Fol. 29a العول فى سان العله  
 Fol. 30a سان الحكم  
 Fol. 31a سان ما يسهل العله  
 Fol. 34b ما يسوغ بهاء [sic] على حكم الاصل الخ  
 Fol. 35b المعنى والمسقى  
 Fol. 36a العول فى الاحماد  
 Fol. 37a العول فى تحريم المحمدم

End:

وهذا خطأ لانه ليس فى تجويد ذلك احالة ولا فساد  
 ووجب ان يكون حادراً

No other copy appears to be recorded.  
 Not noted in H. Kh.

## 1429

Foll. 58a-147b, end defective;  $6\frac{3}{4} \times 5\frac{1}{2}$  in.;  
 ll. 17; rubrications; clear naskhī, sometimes  
 vocalised; marginal comments; worm-eaten;  
 14th century. [DELHI 450b]

An incomplete work on the Uṣūl, with a  
 critical examination of them and the deduc-  
 tion of furū' or practical applications. The  
 author is called "al-Shaikh al-Imām al-  
 Ajall Burhān al-Ā'immaḥ Sirāj al-Um-  
 maḥ". This may, therefore, be the *Kitāb al-  
 Uṣūl* of 'Umar b. 'Abd al-'Azīz b. 'Umar ibn  
 Māzah, Burhān al-Ā'immaḥ, Abū Muḥam-  
 mad, known as al-Ḥusām al-Shahīd, who  
 died in 536/1141 (Ibn Quṭlūbughā, no. 139;  
 H. Kh. I 339; Brockelmann I 374).

Beginning:

الحمد لله مستحق الحمد حتى لا انقطاع  
 ومستوجب السكر ناصى ما يستطاع... قال السخ  
 الامام الاجل برهان الائمة سواح الامة... اعلم ان  
 الصاطره فى احكام السريعه لتبين الحق ورفع الشبه  
 مندوب بها بحوى التوارث من السلف الخ

The main extant divisions of the work as  
 given in the manuscript are as follows:

- Fol. 58a فصل فى بيان حدّ السؤال والجواب  
 Fol. 60a فصل فى بيان انواع الحجّ  
 Fol. 67a ثمر لا بد من معرفة انواع الفاظ العموم  
 Fol. 72b فى بيان احكام الحقيقة والمجاز  
 Fol. 81b فاما الكلام فى النبى  
 Fol. 83a بيان اسباب الشرايع  
 Fol. 85a فصل القضا والاداء  
 Fol. 92a فان تعلق المحمب [sic] بالسنه



Fol. 99a	اما نسخ الكتاب بالكتاب والسنة بالسنة
Fol. 101b	اما اذا احتج المحيب بالقياس
Fol. 122a	في بيان دفع النقض
Fol. 126a	في بيان القلب والعكس
Fol. 130a	في بيان تفسير الترجيح
Fol. 134a	في بيان الاعتراضات الصحيحة
	ثم لا بد من معرفة الاسباب الاقسام [sic] والعلل
	والشروط والاحكام المشروعة المتعلقة بهذه
Fol. 139a	الاسباب

End (as here extant):

فمحل الوجوب في الحقعه وفيه لها ذمه...

No other copies appear to be recorded.  
[Berlin 4372 is a copy of the *Ḥusāmī* by Akhsikātī.]

H. Kh. I 339.

### 1430

Foll. 187; 11 × 6 $\frac{7}{8}$  in.; ll. 5; bold clear naskhī, partially vocalised; rubrications; first 8 leaves have margins ruled; numerous interlinear and marginal comments; end defective; in places worm-eaten; 16th century. [DELHI 401]

### كتاب المنتخب في اصول المذهب

Kitāb al-Muntakhab fī uṣūl al-madhhab.

(Also called المختصر في اصول الفقه)

A concise treatise on Ḥanafī jurisprudence by Abū 'Abd Allāh al-Ḥusām al-Akhsikātī (Muḥammad ibn Muḥammad ibn 'Umar, d. 644/1246), after whom the work is frequently called *al-Ḥusāmī*. (Cf. Ibn Quṭlūbughā, no. 167; Brockelmann I 391, no. 40.)

Beginning:

أَمَّا بَعْدَ حَمْدِ اللَّهِ عَلَى نَوَالِهِ وَالصَّلَاةِ... فَانَّ

اصول الشرع ثلثة الكتاب والسنة واجماع الامّة والاصل  
الرابع القياس الخ

The four main divisions are as follows:

Fol. 2b	(1) الكتاب
Fol. 76a	(2) في بيان اقسام السنة
Fol. 105a	(3) الاجماع
Fol. 108b	(4) القياس

End (as here extant):

ومعنى الافراد ان يعتبر كل مسمى بانفراد كان  
ليس معه غيره

For other manuscripts see Loth 293-7; Brit. Mus. 118; Bankipore XIX (i), no. 1495; Aṣafīyah, p. 94. Printed with the *Tahqīq* (commentary by 'Abd al-'Azīz al-Bukhārī), Lucknow 1292/1875, and with other commentaries Lucknow 1900 and 1906, Delhi 1907, etc.

H. Kh. VI 163.

### 1431

Foll. 191; 8 $\frac{7}{8}$  × 5 $\frac{1}{2}$  in.; ll. 5; ornate naskhī; many interlinear and marginal glosses; date 948/1541-2. [DELHI 423]

### Kitāb al-Muntakhab fī uṣūl al-dīn.

Another copy of the work known as *al-Ḥusāmī*, by al-Akhsikātī (see 1430).

### 1432

Foll. 104; 11 × 7 in.; ll. 7; large well-written nasta'liq; rubrications; numerous marginal and interlinear notes; date 1236/1821. [DELHI 422]

### Kitāb al-Muntakhab fī uṣūl al-dīn.

Another copy of the work known as *al-Ḥusāmī*, by al-Akhsikātī (see 1430).

The work is preceded by two folios, in a different hand, belonging to a treatise on kalām.

### 1433

Foll. 148-184b; 6 $\frac{3}{4}$  × 5 $\frac{1}{2}$  in.; ll. 13; clear and partially vocalised naskhī; rubrications; marginal comments; date 708/1308-9. [DELHI 450c]

**Kitāb al-Muntakhab fi uṣūl  
al-madhhab.**

The latter portion only of the work by al-Akhsikātī (see 1430). The extant chapters occur as follows:

Fol. 151 <i>b</i>	باب بيان اقسام السنة
Fol. 160 <i>b</i>	باب الاجماع
Fol. 161 <i>a</i>	باب القياس

**1434**

Foll. 266; 11 $\frac{7}{8}$  × 6 $\frac{5}{8}$  in.; ll. 25; nasta'liq (two inserted folios in naskhī); rubrications; 18th century. [DELHI 417]

غاية التحقيق أو كتاب التحقيق

**Kitāb al-Taḥqīq or Ghāyah al-taḥqīq.**

A commentary on al-Akhsikātī's work on Ḥanafī principles of jurisprudence, the *Muntakhab fi uṣūl al-dīn*, by 'Abd al-'Azīz ibn Aḥmad ibn Muḥammad al-Bukhārī (d. 730/1329-30; cf. *Fawā'id al-Bahīyah*, p. 40; Brockelmann I 381).

Beginning:

الحمد لله الذى مهد مباني الاسلام بالآيات  
الظاهرة واحكم قواعد الاحكام الخ

The main divisions occur as follows:

Fol. 3 <i>b</i>	أما الكتاب
Fol. 104 <i>b</i>	باب فى اقسام السنة
Fol. 145 <i>b</i>	الاجماع
Fol. 147 <i>b</i>	القياس

The sections of the original text are introduced by قوله.

End:

يصيرنى من الذاكرين لقسمته والشاكرين لنعمته  
الله المنعم المنان المكرم الديان والحمد لله الخ

For other copies see Brit. Mus. 1578 and Suppl. 261; Āṣafīyah, p. 88; Bankipore XIX (i), no. 1499-1500. Printed Lucknow 1876. H. Kh. VI 163.

**1435**

4098. Foll. 247, lacuna after fol. 59 (Arabic 58); 10 $\frac{3}{8}$  × 8 $\frac{1}{2}$  in.; ll. 25; good naskhī; some marginal comments; date 731/1331 (first folio a much later addition). [Purchased 3 April 1925]

**Kitāb al-Taḥqīq.**

Another copy of 'Abd al-'Azīz b. Aḥmad al-Bukhārī's commentary on Muḥammad b. Muḥammad al-Akhsikātī's compendium of Ḥanafī fiqh, the *Muntakhab fi uṣūl al-dīn*.

**1436**

Foll. 189; 10 $\frac{3}{10}$  × 6 in.; ll. 31; many folios damaged by rodents or insects, others misplaced or missing; nasta'liq; rubrications; date 1132/1720. [DELHI 418]

**Kitāb al-Taḥqīq.**

Another copy of the work by 'Abd al-'Azīz ibn Aḥmad al-Bukhārī.

**1437**

Foll. 113; 11 $\frac{3}{4}$  × 7 in.; ll. 25; clear Persian naskhī; original text overlined in red; infrequent rubrications; 18th century. [DELHI 443]

[شرح الحسامي]

A commentary on Ḥusām al-Dīn al-Akhsikātī's *Muntakhab fi uṣūl al-dīn* by Muḥammad Ya'qūb Abū Yūsuf al-Banbānī (d. after 1081/1670-1; cf. no. 1525). According to the colophon, the work was composed at Kābul.

Beginning:

الحمد لله المبدئ والمعيد الحكيم الفعال لما  
يشاء وما يريد... وبعد يقول الفقير الى الفضل  
الرباني محمد يعقوب البناني قال المصنف... حمد  
الله على نواله الخ

Chapter-headings are few, but the main divisions, with some subordinate ones, occur as follows:

Fol. 2 <i>a</i>	اما الكتاب
Fol. 23 <i>b</i>	فى الامر



Fol. 35b	فى النهى
Fol. 41b	فى بيان اسباب الشرايع
Fol. 52b	فى المعارضة
Fol. 58b	فى بيان التبديل
Fol. 62b	باب الاجماع
Fol. 63b	باب القياس

End:

فمعنى الافراد ان يعتبر كل مسمى بانفراده فى ثبوت الجزاء له كانه هو وحده ليس معه غيره، هذا ما تيسر من تلخيص القواعد وجمع الفرايد والنوايد فى بلدة كابل الحمد لله الخ

For other copies see *Āṣafīyah*, p. 96.  
Printed Delhi 1308-10/1890-2.

Not noted in H. *Kh.*

### 1438

Foll. 444, beginning defective;  $11\frac{1}{8} \times 6\frac{3}{8}$  in.; ll. 21; margins from 1-146 damaged and for the most part badly repaired; Persian naskhī; 18th century. [DELHI 456]

A commentary on a work of Uṣūl, probably the *Husāmī* of Akhsikatī by an author unnamed. The same section-headings occur in Berlin no. 4372 (q.v.), which is wrongly described as the *Kitāb al-Uṣūl* of Ibn Māzah.

Beginning (of first complete section, fol. 1b):

وقوله لعبدہ الذى يولد... وهو معروف بالنسب من الغير هذا ابني فعندهما هو خلف... العتق عن قوله هذا ابني لابنه الحقيقى الخ

The following section-headings appear:

Fol. 72a	فصل فى حكم الواجب بالامر
Fol. 90b	فصل فى صفة الحسن المامور به
Fol. 93b	فصل فى النهى
Fol. 111a	فصل فى حكم الامر والنهى
Fol. 115b	فصل فى بيان اسباب الشرايع
Fol. 124a	فصل فى العزيمة والرخصة

Fol. 141b	باب فى بيان اقسام السنة
Fol. 171a	فصل فى المعارضة
Fol. 214a	باب الاجماع
Fol. 225a	باب القياس
Fol. 277a	فصل فى الترجيح
Fol. 284b	فصل ثمر جملة ما يثبت بالحجج [sic] التى مر ذكرها

فصل ولما فرغ الشيخ... من بيان الحجج [sic] الاربعة التى هى خطابات الشرع... شرع فى بيان العقل

Fol. 319a	فصل فى الامور المعارضة على الاهلية
Fol. 339a	فصل فى العوارض المكتسبة
Fol. 339b	باب حروف المعانى وانما اخر الشيخ... هذا الباب الى اخر الكتاب لانه من قسر النحو لا من الفقه الصرف

End:

قوله من دخل منكم اولا فله كذا فان هناك اذا دخلت العشرة معالم يكنى شئ لان كلمه من توجب عموم الجنس ولا يوجب فردا كل واحد من الداخلين

No other copy appears to be recorded.  
H. *Kh.*?

### 1439

Foll. 72—one folio lacking after fol. 19;  $9\frac{3}{8} \times 6\frac{3}{8}$  in.; ll. 10; cursive inelegant naskhī with an insertion (foll. 21-40) in good nasta'liq; rubrications; numerous marginal notes; worm-eaten; 18th century. [DELHI 403]

### كتاب الاصول Kitāb al-Uṣūl

(Generally known as *Uṣūl al-Shāshī*.)

A treatise on Ḥanafī jurisprudence, called in the (Persian) colophon *Kitāb-i Shāshī*, by an author who cannot be identified with certainty. Possibly he was the Shāshī Abū Bakr Muḥammad b. Aḥmad b. Ḥusayn b. 'Umar, surnamed Fakhr al-Islām and known as al-Mustazhirī. He was a teacher at the Nizāmiyah Madrasah at

Baghdād, where he died in 507/1114, Abū Naṣr b. al-Ṣabbāgh, author of the *Shāmīl*, having been one of his predecessors in office (Ibn Khallikān, tr. de Slane II 625). This Ibn al-Ṣabbāgh is mentioned on fol. 57*b* of the manuscript. The work is usually, however, attributed to al-Qaffāl al-Shāshī.

H. Kh. v 81 calls the work *Kitāb al-Khamsīn* because it was finished in the author's fiftieth year. See further Bankipore XIX (i), no. 1501, where the authorship of the work is discussed at some length.

Beginning:

الحمد لله [sic] الذى اعلى منزلة المؤمنين  
بكبريم خطابه... والسلام على ابيحنيمة [sic] واحبابه  
اما بعد فان اصول الفقه اربعة النخ

The work is divided into 4 baḥṭh as follows:

Fol. 1 <i>b</i>	(1) فى كتاب الله
Fol. 50 <i>a</i>	(2) فى سنة رسول الله
Fol. 54 <i>a</i>	(3) فى الاجماع
Fol. 57 <i>a</i>	(4) فى القياس

End:

فقال محمد رح ما بال السمك لا خمس فيه قال  
انه يتولد من الماء فلا خمس فيه كالماء

For other copies see Bankipore, *loc. cit.*; Āsafiyah, p. 88; Rāmpūr, p. 2; Calcutta Madrasah, 17. Printed Lucknow 1210/1795-6, 1279/1862-3, etc.; Delhi 1303/1886.

H. Kh. v 81.

## 1440

Foll. 75; 10 $\frac{3}{8}$  × 6 in.; ll. 11; cursive naskhī; rubrications; some marginal notes; worm-eaten; date [1]240/1824-5. [DELHI 404]

### Uṣūl al-Shāshī.

Another copy of the *Kitāb al-Uṣūl* (see 1439).

The four ruknīs begin on foll. 1*b*, 50*b*, 54*a* and 58*a* respectively.

## 1441

Foll. 191; 9 $\frac{1}{2}$  × 6 $\frac{5}{8}$  in.; ll. 17; careless and inelegant naskhī; rubrications; original text overlined in red; numerous interlinear and marginal comments; 18th century. [DELHI 445]

### فصول الحواشى لاصول الشاشى

### Fuṣūl al-ḥawāshī li-uṣūl al-Shāshī.

A commentary [by ? Ilāh-Dād, d. 923/1517 or 932/1525; cf. Bankipore XIX (i), no. 1494, p. 1] on the treatise on jurisprudence known as the *Uṣūl al-Shāshī*.

Beginning:

الحمد لله على سوابغ نعمائه المتواترة في كل  
زمان وسوابغ الايه المتقاطرة في كل آن.. فان اهمر  
المطالب الدينية واعظم المعاليم اليقينة علم الفقه...  
وان الكتب المص في اصول هذا الفن اكثرها تداولاً  
واقربها تناولاً الكتاب المعروف باصول الشاشى النخ

The main themes (baḥṭh) occur as follows:

Fol. 5 <i>a</i>	فى كتاب الله
Fol. 139 <i>a</i>	فى سنة رسول الله
Fol. 150 <i>b</i>	فى الاجماع
Fol. 161 <i>b</i>	فى القياس

End:

لان السمك كالماء لانه لم يرد عليه قهر احد ولا  
خمس فى الماء والله اعلم بالصواب

For another copy see Calcutta Madrasah 18.

Printed Delhi 1293/1876, 1302/1885.

Not noted in H. Kh.

## 1442

Foll. 67—originally probably 99; 9 $\frac{3}{8}$  × 5 $\frac{1}{2}$  in.; ll. 24; naskhī; rubrications; original text overlined; numerous marginal comments; incomplete at the end; 18th century. [DELHI 446]

### Fuṣūl al-ḥawāshī li-uṣūl al-Shāshī.

Part of the work which is found in full in no. 1441. It begins with the *faṣl fī 'l-nahy* (fol. 94*a* in no. 1441).

## 1443

Foll. 116;  $9\frac{1}{4} \times 6\frac{3}{8}$  in.; ll. 17 and 21; naskhī; rubrications; original text overlined; marginal comments; 18th century. [DELHI 453]

## Fuṣūl al-ḥawāshī li-uṣūl al-Shāshī.

Another copy of the commentary on the *Uṣūl al-Shāshī*.

## 1444

Foll. 107;  $11\frac{3}{4} \times 7$  in.; ll. 25; Persian naskhī; rubrications; original text overlined; 18th century. [DELHI 469]

## معدن الاصول

## Ma'dīn al-uṣūl.

A commentary on the *Uṣūl al-Shāshī* by Ṣafīy Allāh ibn Nuṣair.

Beginning:

الحمد لله الذى الهنا دقايق اصول الفقه بكرمه  
القدير ووقفنا بمخاولة [sic] الحق الصريح بقصد  
العظيم الخ

No chapter-headings are indicated and the work ends abruptly, apparently uncompleted.

End (as here extant):

وهذا تقسيم الامر بهذا الاعتبار الى المطلق عن  
الوقت والى الموقت بالوقت فشرح المصنف فى بيان  
ذلك فقال المامور به نوعان

No other copy appears to be noted.  
Not noted in H. Kh.

## 1445

Foll. 284+ix;  $11\frac{1}{8} \times 7\frac{7}{8}$  in.; ll. 23; good clear naskhī; rubrications; margins ruled; end leaves damaged by insects and damp; 15th century. [DELHI 472]

<sup>1</sup> Some folios are misplaced:

New	Original
239-243	= 224-229
229-237	= 230-238
224-228	= 232-243

L. A. M.

## المحصول فى اصول الفقه

## al-Maḥṣūl fī uṣūl al-fiqh.

A comprehensive and systematic treatise on the foundations of Muslim law by Fakhr al-Dīn Abū 'Abd Allāh Muḥammad ibn 'Umar al-Rāzī (d. 606/1209; cf. Brockelmann I 506, to whose references add Ibn Quṭlūbughā, p. 93), preceded by a table of contents (foll. i-ix), part missing.

Beginning:

الحمد لله رب العالمين و صلوته على النبى  
محمد وآله الطاهرين الكلام فى المقدمات الخ

The principal subjects treated (sections headed كلام) occur as follows:

Fol. 1b	فى المقدمات
Fol. 44a	فى الاوامر والنواهي
Fol. 84a	فى العموم والخصوص
Fol. 91a	فى الجمع المنكر
Fol. 123a	فى الناسخ والمنسوخ
Fol. 134b	فى الاجماع
Fol. 158a	فى الاخبار
Fol. 191a	فى القياس
Fol. 244b	فى التعادل
Fol. 258a	فى الاجتهاد
Fol. 267a	فى المفتى
Fol. 270b	فى ما اختلف فيه المجتهدون

End:

واعلم انما جمعنا هذه الوجوه لان اكثر مناظرات  
اهل هذا الزمان فى الفقه دائره على امثال هذه  
الكلمات ولما وصلنا الى هذا الموضع قطعنا الكلام  
حامدين لسنّة

For other copies see Bankipore xix (i), no. 1560; Paris 790; Cairo II 263. Part iii (on Qiyās) occurs in Brit. Mus. Suppl. 259, and a part, with commentary by Maḥmūd al-Urmawī, in Bodleian I 267. The latter may be the abridgement of the work by al-Urmawī, for which see Loth 292.

H. Kh. v 423 f.



## 1446

Foll. 1-56;  $6\frac{3}{4} \times 5\frac{1}{2}$  in.; ll. 15 and 17; clear and partially vocalised naskhī degenerating into shikastah; marginal comments; worm-eaten in places; date 708/1308-9. [DELHI 450a]

## الغنية من الاصول

## al-Ghunyaḥ min al-uṣūl.

A concise and lucid treatise on Uṣūl by an author unnamed.

## Beginning:

الحمد لله رب العالمين والعاque للمتعقين والصلوة  
على رسوله... أما بعد فإني أحدث أمر الدين بعد  
التوحيد دأياً على علم [sic] الشريعة والسنة...  
فرغيت في جمع جمل من الفصول تقع بها الهداية  
والكفاية... وسميتها العنية [sic] من الأصول الخ

The chapters indicated are as follows:

Fol. 3a	وكتاب الله ما يوجب الخ
Fol. 3b	القول في بيان الخبر المتواتر
Fol. 3b	القول في اجماع هذه الامة
Fol. 6b	القول في مطلق الامر
Fol. 8b	القول في مطلق النهي
Fol. 10a	فصل في بيان الاسباب الشرعية
Fol. 12a	فصل في القضاء والاداء
Fol. 12b	فصل في بيان العزيمة والرخصة
Fol. 28b	باب الكلام في الحجج المجوزة
Fol. 30b	باب معرفة الخبرين
Fol. 32a	باب القول في الرواية
Fol. 33a	باب نقل الحديث
Fol. 33b	باب في انتقاد الحديث
Fol. 34b	باب فيما يروى به الخبر
Fol. 36a	باب المعارضة
Fol. 39a	باب القياس
Fol. 48b	فيما يجوز به النسخ
Fol. 50a	في شرع الرسول من تلقاء نفسه
Fol. 51a	في تقليد الصحابي [sic]
Fol. 53b	في المجتهد اذا عمل باجتهاد
Fol. 54a	في مسايل شتى

End:

والملك لما جعل سطرا لتعاد الصرف ندور تعاد  
الصرف معه وحودا وعمدا ومع هذا لا يدل ان  
الملك سب ابعاد الصرف والحمد لله

No other copy appears to be recorded.  
Not noted in H. Kh.

## 1447

Foll. 188b-216;  $6\frac{3}{4} \times 5\frac{1}{4}$  in.; ll. 13; ornamental naskhī; rubrications; end defective; 14th century. [DELHI 450e]

## منار الانوار في اصول الفقه

## Manār al-anwār fi uṣūl al-fiqh.

An incomplete copy of a well-known work on Uṣūl by Abū 'l-Barakāt 'Abd Allāh ibn Aḥmad al-Nasafī, known as Ḥāfiẓ al-Dīn (d. 710/1310 or 711/1311; cf. Ibn Quṭlūbughā, no. 86 and p. 110; Flügel, *Classen*, p. 276; Brockelmann II 196. *Durar al-kāminah* II 247 gives the date 701/1301-2).

## Beginning:

الحمد لله الذي هدانا الى الصراط المستقيم  
والصلوة على من اختص بالخلق العظيم... اعلم  
ان اصول الشرع ثلاثه الخ

End (as here extant):

كما اذا حل قيد عبد حسن اتق وشرط اشمالا  
مسلمًا [?] كاول السطر

For other copies see Loth 312; Brit. Mus. 205; Bankipore XIX (i), no. 1502. Printed Delhi 1870, etc.

H. Kh. VI 121.

## 1448

Foll. 245 (fol. 188 missing, some folios damaged and some misplaced);<sup>1</sup>  $10\frac{3}{4} \times 7$  in.; ll. 5; bold vocalised naskhī; rubrications; margins ruled; numerous marginal comments; worm-eaten; date 986/1578. [DELHI 459]

<sup>1</sup> Order:

Present fol.	Original fol.
118	149
119	150
120-125	143-148
126-148	120-142

**Manār al-anwār.**

Another copy of the work on Uṣūl by Abū 'l-Barakāt 'Abd Allāh ibn Aḥmad al-Nasafī.

Beginning:

الْحَمْدُ لِلَّهِ الَّذِي هَدَانَا إِلَى صِرَاطِ الْمُسْتَقِيمِ وَالصَّلَاةُ  
عَلَيْهِ مِنْ اخْتِصَّ بِالْخَلْقِ الْعَظِيمِ الْخ

The following section and chapter-headings are marked:

Fol. 112 (113) b	فصل فى المشروعات
Fol. 121 (119) b	فصل فى الامر والنهى
Fol. 123 (121) b	باب فى بيان اقسام السنة
Fol. 139 (137) b	باب فى المعارضة
Fol. 156 (154) b	باب افعال النبى
Fol. 161 (159) b	باب الاجماع
Fol. 165 (163) b	باب القياس

End:

ولهذا اذا صبر فى هذين القسمين حتى قتل صار  
شهيذاً والله اعلم بالصواب

**1449**

Foll. 197 (lacking 56-63, 168-176); 11 × 6½ in.; ll. 31; cursive naskhī; rubrications; some marginal comments; in places worm-eaten; copyist, Yūsuf b. Muḥammad... Hilāl al-'Attār; date 806/1403-4. [DELHI 457]

**كشف الاسرار فى شرح المنار****Kaṣḥf al-asrār fī sharḥ al-Manār.**

A treatise on Uṣūl by Abū 'l-Barakāt 'Abd Allāh b. Aḥmad b. Maḥmūd al-Nasafī (d. 710/1310; cf. no. 1447 *supra*), who declares in the preface that, after composing for the scholars of Bukhārā and elsewhere a compendium of the works on Uṣūl by Fakhr al-Islām (al-Pazdawī) and Shams al-Ā'immaḥ al-Sarakhsī, he now elucidated some of the profundities of the *Uṣūl al-fiqh* of Fakhr al-Islām. The work resolves itself into a commentary on his own treatise, the *Manār al-anwār*, as is indicated on fol. 3a and in the colophon.

Beginning:

احمد الله ذا الحجة الباهره والعزة القاهره على  
نعمه العظام ومننه الجسام الخ

The main chapters occur as follows:

Fol. 3b	باب اّما الكتاب
Fol. 84 (76) a	باب بيان اقسام السنة
Fol. 115 (107) a	باب الاجماع
Fol. 118 (110) a	باب القياس

End:

فانا اجمعنا على ان من ليس كذلك وهو مومن  
فالجواب ان معناه انها الكامل فى الايمان والله  
اعلم الخ

Colophon:

فرغ عن تمت [sic] كتابه كشف الاسرار فى  
توضيح متن المنار العبد الضعيف الراجى رحمه ربه  
الغفار يوسف بن محمد... هلال العطار فى الرابع  
والعشرون [sic] من شهر النبى المختار سنة ست  
وتمانماية للهجرة لعرف لمن كتب ولبن قرأ الخ

For other copies see Loth 314; Āṣafīyah, p. 100. Printed Būlāq 1316/7.

H. Kh. VI 121.

**1450**

Foll. 111 (66-71 are missing); 10½ × 5½ in.; ll. 15; Persian naskhī merging into nasta'liq; rubrications and occasional marginal notes; text overlined in red; some leaves damaged by damp; date 1183/1769-70. [DELHI 435]

**دائر الوصول الى علم الاصول****Dā'ir al-wuṣūl ilā 'ilm al-uṣūl.**

A commentary on a work on jurisprudence, compiled by the author of *Madār al-fūhūl fī sharḥ manār al-uṣūl*, i.e. Abū 'Abd Allāh Muḥammad ibn Mubārak Shāh al-Harawī (? 10/16th century; cf. Bankipore XIX (i), p. 15), who bore the title of Mu'īn (H. Kh. VI 125). He explains that this earlier work, though brief, contained many profundities, which he elucidates here. The *Madār* is itself a commentary on the *Manār al-anwār* of al-Nasafī.

Beginning:

الحمد لله الذي سقي لاصول المستبطين من  
كوثر غرائب الفهوم ماء الخ

The main divisions of the treatise begin as follows:

Fol. 2b	أما الكتاب
Fol. 55a	بيان اقسام السنة
[? <i>Ijmā'</i>	not marked]
Fol. 72a	القياس

End:

حتى قتل صار شهيدا لانه بدل نفسه لاقامة حق  
محترم الحمد لله على جميع نعمائه الخ

For other copies see Loth 315; Bankipore XIX (i), no. 1506. Printed at Lucknow 1877. Not noted in H. Kh.

### 1451

Foll. 122;  $9\frac{3}{4} \times 5$  in.; ornate naskhī; original text overlined; some marginal comments; many folios damaged and repaired; date 1182/1768-9. [DELHI 436]

#### Dā'ir al-wuṣūl ilā 'ilm al-uṣūl.

Another copy of the work by Abū 'Abd Allāh Muḥammad ibn Mubārak Shāh al-Harawī.

### 1452

Foll. 104;  $9\frac{3}{8} \times 5\frac{1}{4}$  in.; ll. 18; original text overlined in red and black; nasta'liq—some folios in naskhī; worm-eaten; some marginal notes and a few rubrications; date 1197/1783. [DELHI 437]

#### Dā'ir al-wuṣūl ilā 'ilm al-uṣūl.

Another copy of the work by Abū 'Abd Allāh Muḥammad ibn Mubārak Shāh al-Harawī.

### 1453

Foll. 86;  $11\frac{1}{2} \times 6\frac{1}{2}$  in.; ll. 21; nasta'liq—first folio in a different hand from the remainder; rubrications; text of original overlined in red; margins ruled in earlier folios; numerous marginal notes; date 1138/1725. [DELHI 438]

#### Dā'ir al-wuṣūl ilā 'ilm al-uṣūl.

Another copy of the work by Abū 'Abd Allāh Muḥammad ibn Mubārak Shāh al-Harawī.

Colophon:

تمت تمام شد بتاريخ پانزدهم شهر محرم سنه  
هشتم جلوس ميمنت مانوس شهنشاه محمد شاه  
بادشاه غازى خلد الله ملكه وسلطانه موافق يكهزار  
ويكصد وسى وهشتم هجرى بروز پنجشنبه يكمر پاس  
روز بر آمده بموجب فرمايش خدام ذوى العز  
والاحترام صاحب الفيض والكرام مهانصاحب مهان  
عزت الله حموند [sic] ظله تحرير يافت

### 1454

Foll. 60 (two pages blank);  $7 \times 4\frac{3}{4}$  in.; ll. 16 then 11; naskhī in a variety of hands; rubrications; 18th century. [DELHI 439a]

A commentary, in the form of objection and answer, on Abū 'Abd Allāh al-Harawī's *Dā'ir al-wuṣūl ilā 'ilm al-uṣūl*. The author's name does not appear, but from the fact that he mentions (fol. 3b *ad fin.*) the *Nūr al-anwār* of Aḥmad ibn Sa'īd al-Makkī al-Šāliḥī, known as Shaikh Jīwan (Brockelmann II 196, 14; Bankipore XIX (i), p. 19), who died in 1130/1718, it is probable that he was an Indian scholar of the 12th century of the Hijrah.

Beginning:

اعلم انه لا بد لمن شرع فى العلم من معرفة  
ثلاثة اشياء الاول تعريفه والثانى موضوعه والثالث  
غرضه الخ

End:

وهو قول ان الاداء يختلف باختلاف صيغة الوقف  
وهذا المعنى غير موجود فى الشرط

No other copies appear to have been recorded.

### 1455

Foll. 182;  $8\frac{1}{2} \times 5$  in.; ll. 19; nasta'liq; text distinguished from commentary by black lines over; 18th century. [DELHI 434]



Glosses—occasionally in Persian—by an unnamed author on the work *Dā'ir al-wuṣūl ilā 'ilm al-uṣūl*, by Abū 'Abd Allāh Muḥammad ibn Mubārak Shāh al-Harawī.

Beginning:

نحمدك اللهم على ما اعطينا النعم السوابغ والحكم  
البواعث وعلما بالاصول... ويعد فان اشرف العلوم  
بعد التوحيد واهمها ما يكون اساسا لقيام اساس  
الدين الخ

The chief divisions occur as follows:

Fol. 12b في الكتاب  
Fol. 102a في بيان اقسام السنة  
Fol. 127b في الاجماع  
Fol. 131b في القياس

End [abrupt, not coinciding with that of the original work]:

شبهه اى من صورة النصاب الى حدوث التمام  
الذى لم يحصل نه اى بالنصاب والموت حاصل  
بالمرض فيكون المرض يشبه بالعدل منه اى من  
النصاب

No other copies appear to be recorded.  
Not noted in H. Kh.?

### 1456

Fol. 153;  $11\frac{1}{4} \times 6\frac{3}{4}$  in.; ll. 23; nasta'liq, partially vocalised (first two folios in a different hand from the rest); illuminated 'unwān; rubrications; some interlinear and marginal comments; original text overlined; early 19th century. [DELHI 480]

نور الانوار فى شرح المنار

*Nūr al-anwār fī sharḥ al-Manār.*

A commentary on Abū 'l-Barakāt al-Nasafī's treatise on Hanafī Uṣūl—the *Manār al-anwār*—by Shaikh Jīwan Aḥmad ibn Abī Sa'īd al-Lakhnawī (d. 1130/1717; cf. Brockelmann II 196; Bankipore XIX (i), p. 19), who completed the work at Medinaḥ in 1105/1694 in his 58th year.

Beginning:

الحمد لله الذى جعل اصول الفقه مبنى الشرايع  
والاحكام الخ

The divisions of the original text are retained, occurring as follows:

Fol. 3b اما الكتاب  
Fol. 81a باب بيان اقسام السنة  
Fol. 103a باب الاجماع  
Fol. 105b باب القياس

End:

اللهم ادخلنى فى زمرة الشهداء واسلكنى فى عدّة  
السعداء يوم لا ينفع مال ولا بنون ولا ينجى باس  
ولا حصون

This is followed by the author's colophon.  
For other copies see Loth 316; Aṣafiyah, pp. 102 f.; Bankipore XIX (i), no. 1511.

Printed Calcutta 1818, Lucknow 1266/1850, Cawnpore 1882, etc.

### 1457

Fol. 191 (fol. 89 is misnumbered 90 in the original Arabic numeration and the consequent error is continued to the end);  $8\frac{7}{8} \times 5\frac{3}{4}$  in.; ll. 19; nasta'liq, with parts in Persian naskhī in various hands; passages of original text overlined; some marginal comments; worm-eaten; date 1216/1801-2. [DELHI 481]

*Nūr al-anwār fī sharḥ al-Manār.*

Another copy of the commentary by Shaikh Jīwan.

(The author's colophon gives his age at the time of composition as 85, erroneously.)

### 1458

Fol. 94 preceded by a table of contents of 6 fol.;  $11\frac{3}{8} \times 8\frac{1}{4}$  in.; ll. 25; Persian naskhī; original text overlined; frequent marginal comments; 19th century. [DELHI 482]

*Nūr al-anwār fī sharḥ al-Manār.*

Another copy of the commentary by Shaikh Jīwan.

## 1459

Foll. 154;  $10\frac{3}{4} \times 7\frac{1}{4}$  in.; ll. 18; coarse Persian naskhī; original text overlined; slightly damaged by damp; 19th century. [DELHI 483]

## Nūr al-anwār fī sharḥ al-Manār.

Another copy of the commentary by Shaikh Jīwan.

## 1460

Foll. 361;  $10\frac{3}{10} \times 6\frac{9}{10}$  in.; ll. 35 and 25 in the two parts respectively; naskhī in three different hands; points frequently absent but some vocalisation; few rubrications; worm-eaten; second part dated 737/1336-7. [DELHI 406]

## بيان معاني البديع

## Bayān ma'ānī 'l-Badī'.

A commentary by Shams al-Dīn Maḥmūd ibn 'Abd al-Raḥmān al-Iṣfahānī al-Shāfi'ī (d. 749/1348; cf. *Durar al-kāminah* IV, p. 327f.; Brockelmann II 110) on the *Kitāb al-Badī'* or *Badī' al-niẓām* which is a work dealing with both Ḥanafī and Shāfi'ī Uṣūl and using both the *Uṣūl* of Pazdawī and the *Aḥkām* of Amidī (cf. H. Kh. II 38; Ibn Quṭlūbughā, no. 10) by Muẓaffar al-Dīn Aḥmad b. 'Alī known as Ibn al-Sā'ātī al-Baghḍādī (d. 694/1295).

Beginning:

الحمد لله الذي خلق الخلق ودعاهم الى دار السلام وهدى اهل السعادة منهجهم بمقتضى مشيئته للايمان والاسلام الخ

The *Badī'* itself begins:

الخير دام [?] بك اللهم يا واجب الوجود والفيض شعرك...

(According to H. Kh. II 37 it should be (الخير ذاتك الخ).

The work is unprovided with chapter-headings but the sections of the *Badī'* are introduced by قوله.

End:

والترجيح انما نحقق باعتبار المعاني الموثرة ولا نحقق فيها الاختصار والتطويل والله اعلم بالصواب الخ

The colophon reads:

قوبلت هذه بنسخة قوبلت ونقلت وقوتت على المصنف ومن نسخه بخطه الخ

No other copies appear to be noted.  
H. Kh. II 38.

## 1461

Foll. 335, the first being missing; margins repaired and original pagination and some catch-words removed; present size  $9\frac{1}{2} \times 6\frac{1}{2}$  in.; ll. 11; good naskhī; margins ruled; rubrications; some folios worm-eaten; date 983/1575. [DELHI 419]

## كتاب التحرير

## Kitāb al-Tahrir.

A work on the technical terminology of the Uṣūl of both the Ḥanafī and Shāfi'ī madhhab and the jurisprudential principles of both, by Kamāl al-Dīn Muḥammad ibn Humām al-Dīn 'Abd al-Wāḥid al-Iskandarī al-Siwāsī, commonly known as Ibn Humām (d. 861/1457; cf. Ibn Quṭlūbughā, p. 75; Flügel, *Classen*, p. 338). It is based, and is largely a commentary, upon the *Kitāb al-Badī'* of Ibn al-Sā'ātī al-Baghḍādī (see no. 1460 and cf. Brockelmann II 225).

Beginning (after the title and author's name):

الحمد لله الذي انشأ هذا العالم البديع بلا مثال... وبعد فأتى بعد أن صرفت طائفة من العمر للنظر في طريقي الحنفية والشافعية في الاصول خطر لي ان اكتب كتاباً مفصلاً عن الاصطلاحين الخ

The work is in four parts consisting of a muqaddamaḥ and 3 maqālahs as follows:

Fol. 4b	مقدمة
Fol. 13a	(1) مقالة في المبادئ اللغوية
Fol. 134a	(2) مقالة في احوال الموضوع
Fol. 318b	(3) مقالة في الاجتهاد وما يتبعه

The work is preceded (foll. 1 and 2) by a full table of contents, following which

comes an account of the author's life, culled from *Shadharāt al-Dhahab* (VII 298 f.) or from *Bughyah al-Wu'āh*. It contains an account of his works, there being mentioned:

شرح الهداية والمسايبة في اصول الدين و كراسة  
في اعراب سبحان الله وله مختصر في الفقه سماه  
زاد الفقير الخ

End:

ولم يدر مثله في غيرهم [?] الان لانقرض اتباعهم  
وهو صحيح

A note at the end of the volume reads:

قال شمس الدين محمد السخاوي في تاريخه  
التبيان في ترجمة كمال الدين ابن الهام مصنف  
هذا الكتاب في عدة تصانيفه ومنها كتاب في اصول  
الفقه سماه التحرير مشى فيه على طريقة عزيزة  
المثال و... طريقة الكمال جمع بين اصول الشافعية  
والحنفية الخ

For other copies see Loth 331, Berlin 4416. Printed Būlāq 1316-7.

H. *Kh.* II 38 (not mentioned by actual title).

The work itself is followed by an incomplete appendix to it by the author, on four leaves much worm-eaten. It begins:

قال... ابن الهام الحنفى... الحمد لله المهر صلى  
على سيد [الناس] محمد... وبعد فقد دخلت الخ

### 1462

Foll. (originally) over 202, of which 2-21, 52-101 and one or more at the end are now lacking;  $7\frac{3}{4} \times 5\frac{3}{8}$  in.; ll. 25; small naskhī in two different hands; rubrications; parts worm-eaten; 17th century. [DELHI 460]

### لب الاصول

Lubb al-uṣūl.

A compendium of Ḥanafī Uṣūl based on the Ḥanafī portion only of the *Tahrīr fī uṣūl al-dīn* of Kamāl al-Dīn Muḥammad b. 'Abd al-Wāhid b. al-Humām (or Humām

al-Dīn) al-Siwāsī (cf. preceding and Brockelmann II 226) and compiled by Zain al-Dīn b. Muḥammad b. Ibrāhīm b. Nujaim al-Miṣrī (d. 970/1562-3). H. *Kh.* VI 123 confuses the work with a compendium afterwards called *Sharḥ al-Manār*, by the same author, which was based upon the *Manār al-Anwār* of Abū 'l-Barakāt al-Nasafī (see Berlin 4390).

Beginning:

يقول العبد الفقير الى الله تعالى زين ابن محمد  
ابن ابرهيم ابن نجيم غفر الله له ذنوبه وستر عيوبه  
الحمد لله على ما به فرح قلبي تفريحا الخ

The work is not broken up into chapters but consists of a series of questions (headed *مسئلة*) with their appropriate answers (headed *جواب*). Occasionally the heading *تبيينه* occurs.

End (as here extant):

وشرط النقل ان سقى معه المنقول كما كان قبل  
النقل وانها سدل الاضافه والجوهر سعل من حمن  
الى حين فسقى الجوهر فى نفسه على الحقيقة  
لكانه قبل...

For other copies see Cairo II, p. 258; [? Bodleian 249].

H. *Kh.* VI 123.

### 1463

Foll. 1-191b;  $8\frac{3}{4} \times 4\frac{3}{4}$  in.; ll. 20; small naskhī (foll. 2-7 in a different hand); rubrications; frequent overlines in red; date 1081/1670.

[DELHI 407a]

### التوضيح فى حل غوامض التنقيح

al-Taūḍīḥ fī ḥall ghawāmid  
al-Tanqīḥ.

A commentary, composed in 721/1321 by Ṣadr al-Sharī'ah al-Thānī, 'Ubaid Allāh ibn Mas'ūd ibn Tāj al-Sharī'ah (d. 747/1346; cf. H. *Kh.* II 315; Brockelmann II 214; Bankipore XIX (i), p. 20), on his own work *Tanqīḥ al-Uṣūl*, which is itself based on the *Uṣūl* of Pazdawī.



Beginning:

حامدا لله تع أولاً وثانياً ولعنان الثناء اليه... وبعد  
فان العبد المتوسل الى الله تعالى باقوى الذريعة  
عبيد الله ابن مسعود بن تاج الشريعة... يقول لما  
وفقنى الله تع بتأليف تنقيح الاصول اردت ان  
اشرح مشكلاته الخ

The four rukns occur as follows:

Fol. 12b	(1) فى الكتاب
Fol. 94a	(2) فى السنة
Fol. 113b	(3) فى الاجماع
Fol. 121a	(4) فى القياس

End:

ويجب الضمان لوجود العصمة والله ولى العصمة  
والتوفيق

For other copies see Loth 319-21; Brit. Mus. Suppl. 264; Bankipore XIX (i), no. 1515-6; Āṣafiyah, p. 92.

Printed Lucknow 1281/1864-5, Kazan 1301/1884, Calcutta 1891, etc.

H. Kh. II 444.

### 1464

Foll. 1-225; 9½ × 6 in.; ll. 23; careful naskhī; rubrications; worm-eaten; 15th century.

[DELHI 408a]

#### al-Taūḍīḥ fī ḥall ghawāmid al-Tanqīḥ.

Another copy of the work by 'Ubaid Allāh ibn Mas'ūd (see no. 1463). It is called on the title-page

توضيح شرح التنقيح فى علم الاصول

The passages of the original text are introduced by م and those of the commentary by ش in red. A list of contents is prefaced to the work.

### 1465

Foll. 201; 10¾ × 6¾ in.; ll. 21; in a variety of hands both naskhī and nasta'liq; margins ruled; rubrications; day and month given but not year of writing; 18th century.

[DELHI 409]

#### al-Taūḍīḥ fī ḥall ghawāmid al-Tanqīḥ.

Another copy of the work by 'Ubaid Allāh ibn Mas'ūd ibn Tāj al-Sharī'ah.

### 1466

Foll. 350; 7¾ × 6 in.; ll. 13; coarse nasta'liq; undated (seal on fol. 1a bears the date 1170/1756-7). [DELHI 410]

#### al-Taūḍīḥ fī ḥall ghawāmid al-Tanqīḥ.

Another copy of the work by 'Ubaid Allāh ibn Mas'ūd ibn Tāj al-Sharī'ah.

### 1467

Foll. 312; 11 × 7½ in.; ll. 21; bold nasta'liq; sparse rubrications; original text overlined in black; margins ruled on first page; numerous marginal notes; 18th century. [DELHI 411]

#### التلويح الى كشف حقائق التنقيح

#### al-Talwīḥ ilā kashf ḥaqā'iq al-Tanqīḥ.

A commentary on both the *Taūḍīḥ* and *Tanqīḥ* of 'Ubaid Allāh ibn Mas'ūd by Sa'd al-Dīn Mas'ūd ibn 'Umar al-Taftāzānī. The date of his death is in dispute, *Shadharāt al-Dhahab* (Cairo 1351, VI 319) placing it as early as 791/1389 and *Ḥabīb al-Siyar* (III, iii, 87) as late as 797/1394-5; cf. Storey, *Catalogue of Arabic Manuscripts* II, p. 25 and Bankipore XIX (i), p. 23. The work was completed in 758/1357.

Beginning:

الحمد لله الذى احكمم بكتابه اصول الشريعة الغراء  
ورفع بخطاه فروع الحنيفية السمحة البيضاء الخ

The chapters on the four main subjects, Kitāb, Sunnah, Ijmā' and Qiyās, begin on foll. 20b, 170a, 194a and 200b respectively.

End:

ووفقنا بلطفه العمير لسلك طريق الهدى ائنه ولى  
العصمة والتوفيق ومنه الهداية الى سواء الطريق وقد

اتفق صبحه يوم الاثنين التاسع والعشرين من ذي القعدة سنة ثمان وحمسين وسبعماية فراغ بنان البيان واستان الاقلام عن نظير ما جمعت من الفرائد ورقم ما سمعت من الفوائد وضبط ما ركبت له مطايا الفكر في ظمء الهواجر واقتحمت له موارد السهر في ظلم الدياجن ودعت في بغيته جنب الدعه ولذيد الكرى وعند الصباح بحمد القوم السرى والحمد لله على نعمه العظام ومنحه الجسام والصلوة على محمد واله واصحابه البررة الكرام والتابعين لهم الى يوم القيام

For other manuscripts see Loth 322-4; Cambridge Suppl. Hand-list 329(a); Bankipore XIX (i), nos. 1517-21; Āṣafiyah, p. 90. Printed with *Tawḍīḥ* and *Tanqīḥ* Lucknow 1281/1864, and with the former only Kazan 1301/1884.

H. Kh. II 444.

### 1468

Foll. 470; 9 × 5 $\frac{3}{8}$  in.; small naskhī; rubrications; first and last two folios missing, while a number at the end are defective; 15th century. [DELHI 415]

#### al-Talwīḥ ilā kashf ḥaqā'iq al-Tanqīḥ.

Another copy of the work by al-Taftāzānī.

### 1469

Foll. 335; 9 × 5 $\frac{3}{8}$  in.; margins repaired; ll. 17; somewhat crowded nasta'liq; rubrications; some marginal notes; last folio missing; 17th century (fol. 1a bears the date 1192 added by a purchaser). [DELHI 416]

#### al-Talwīḥ ilā kashf ḥaqā'iq al-Tanqīḥ.

Another copy of the work by al-Taftāzānī.

### 1470

Foll. 363; 10 $\frac{5}{8}$  × 6 $\frac{7}{8}$  in.; ll. 21; neat sloping naskhī with some vocalisation; a few marginal notes; date 1090/1679. [DELHI 412]

L. A. M.

#### al-Talwīḥ ilā kashf ḥaqā'iq al-Tanqīḥ.

Another copy of the work by al-Taftāzānī.

The colophon reads:

فروغ من تحرير هذا الكتاب تلويح [sic] حافظ محمد يوسف في التاريخ اثنا وعشرين من شهر شعبان المعظم في سنة احدى وثلاثون كان من جلوس العلى حضرت ظل سبحان باعث امن وامان صاحب السرير السلطنت [sic] محى الدين محمد اورنگ زيب عالم كر [sic] بادساه غازى موافق 1090

هجري [i.e. 1679]

The actual year of Aurangzib's reign would have been the 21st and not the 31st.

### 1471

Foll. 325; 11 $\frac{1}{4}$  × 7 in.; ll. 26; good nasta'liq; rubrications; marginal notes; date 1101/1690. [DELHI 413]

#### al-Talwīḥ ilā kashf ḥaqā'iq al-Tanqīḥ.

Another copy of the work by al-Taftāzānī.

### 1472

Foll. 268; 12 × 6 $\frac{1}{2}$  in.; written in three different styles of nasta'liq, foll. 1-3 (ll. 44) small and crowded, foll. 4-155 (ll. 23) good and careful and foll. 156-268 (ll. 25) coarse and ugly; defective at the end; 18th century (seal on fol. 1a bears the date 1132/1720). [DELHI 414]

#### al-Talwīḥ ilā kashf ḥaqā'iq al-Tanqīḥ.

Another copy of the work by al-Taftāzānī.

### 1473

Foll. 226-250; 9 $\frac{1}{2}$  × 6 in.; ll. 23; careful naskhī; rubrications; worm-eaten; 15th century. [DELHI 408b]

Glosses by an author unnamed (the title-page bears the name مولانا راده—a Maulānā-

zādah 'Uthmān al-Khiṭā'i (fl. c. 850/1446) is mentioned in the index of the Berlin Catalogue by Ahlwardt) on the *Talwīḥ* of Sa'd al-Dīn al-Taftāzānī.

Beginning:

لك اللهم الحمد والمنه وعلى رسولك واصحابه  
الصلوة والتحية قوله احكم بكتابه اصول الشريعة الغراء  
يحتمل التمثيل تصويراً الخ

No main divisions are marked, but the passages of the original are introduced by قوله.

End:

وهو المراد بكونها الدرورة تعطف المرجع على  
الدرورة للتفسير

Colophon:

هذه كلمه سما بنظم [...] الفرايد من مولانا  
عبيد الله ابن مسعود

No other copies appear to be noted.  
Not noted in H. Kh.

### 1474

Foll. 301; 10 $\frac{3}{8}$  × 7 $\frac{1}{4}$  in.; ll. 25; rubrications; neat naskhī, points sometimes omitted; some folios—between 110 and 120—missing, others worm-eaten; 17th century (on the first page is the note of a loan made in 1155/1742). [DELHI 424]

الحاشية على التلويح

al-Hāshiyah 'alā 'l-Talwīḥ.

A supercommentary (incomplete) on the *Talwīḥ* (see no. 1467); by Ḥasan Chelebī ibn Muḥammad Shāh al-Fanārī (d. 886/1481; cf. Flügel, *Classen*, p. 346; Brockelmann II 229) who dedicated it to Prince Bāyazīd ibn Muḥammad Khān, afterwards Sultan of Turkey (886/1481–918/1512).

Beginning:

الحمد لله على شمول نعمه الحسام وحصول  
الفقه في الدين من اصول فخر الاسلام الخ

No main divisions are marked but the sections of the original text are introduced by قوله in red.

End:

الامساع من الاخذ لمانر جمع الى اعزاز الدين  
لان اذا كاتب ناسه بدليلها والامساع عما هو المحرم  
شرعاً شرعا [sic] اعز الدين قوله [sic]

For other copies see Loth 325; Bankipore XIX (i), no. 1522; Berlin 4392; Cairo II, p. 45.  
H. Kh. II 445.

### 1475

Foll. 432—the first missing; 9 $\frac{1}{4}$  × 4 $\frac{3}{4}$  in.; ll. 23; small regular naskhī; rubrications; some marginal notes; date 1083/1672. [DELHI 425]

al-Hāshiyah 'alā 'l-Talwīḥ.

Another copy of the work by Ḥasan al-Fanārī.

### 1476

Foll. 112; 8 $\frac{3}{8}$  × 6 in.; ll. 21; rubrications; nasta'liq; numerous marginal comments in the first part; 18th century. [DELHI 432]

Glosses on the *Talwīḥ* of al-Taftāzānī (which is mentioned on fol. 4a), by an author unnamed. A note on the title-page, however, reads سح الاسلام بر تلويح and this is probably correct, since the beginning of the work agrees with that quoted for no. 1523 of the Bankipore Catalogue XIX (i). *Shaikh al-Islām* was the title given to Saif al-Dīn al-Harawī, known as Ḥafīd al-Taftāzānī (i.e. the grandson of the original al-Taftāzānī), who is to be taken as the author of the present work (cf. the colophon of the Bankipore manuscript as quoted *loc. cit.*). The date of his death is stated by H. Kh. (II 406 and frequently) to be 906/1500—see Brockelmann II 218—whereas *Ḥabīb al-Siyar* (III iii, p. 343) gives it as 916/1510. Manuscripts of the work are infrequent.

Beginning:

احكم بكتابه اصول الشريعة هذه العبارة الوثيقة  
تحتمل وجوها انيقة احدها الخ



The main divisions of the work are not marked, but the separate quotations from the *Talwīḥ* are introduced by قوله in red.

End:

قوله ويصير عطف الخ هذا على تقدير ان يعطف على البدن والا فيجوز عطفه على الطعام اعنى المبدل منه حعط[?] اقول] تمت تمام

For other copies see Bankipore XIX (i), no. 1523; Rāmpūr, no. 30.  
Not noted in H. Kh.

### 1477

Foll. 112, beginning defective; 10 × 7 $\frac{3}{8}$  in.; ll. 29; well-written naskhī; rubrications and occasional ornament of blue dots; first folio and colophon missing; 14th century. [DELHI 448]

### شرح منهاج البيضاوى

#### Sharḥ Minhāj al-Baiḍāwī.

A commentary by Shams al-Dīn al-Iṣfāhānī (d. 749/1348; cf. Brit. Mus. Suppl. 186; Brockelmann II 110; Bankipore XIX (i), no. 1562 and X, p. 32), whose name is given by H. Kh. (VI 218) as Abū 'Abd Allāh Muḥammad b. Maḥmūd, on Baiḍāwī's treatise on Uṣūl *Minhāj al-wuṣūl ilā 'ilm al-uṣūl*.

Beginning (in the absence of the first leaf the manuscript begins abruptly):

قوله اصول الفقه معرفه دلائل الفقه اجمالا وكيفية الاستفاده منها وحال المستفيد الخ

In its division the work corresponds to Baiḍāwī's *Minhāj*, having a muqaddamaḥ and 7 kitābs (see H. Kh. VI 214 and cf. the Berlin Catalogue, no. 4381) which are as follows:

Fol. 1 Muqaddamaḥ  
Fol. 18b Kitāb 1 (في الكتاب)  
Fol. 69a Kitāb 2 (here called *Bāb al-Thānī* في الاخبار)  
Fol. 76a Kitāb 3 (not indicated except by a break in the text. Beginning: (وهو اتفاق اهل الحل والعقد

Fol. 82b Kitāb 4 (not indicated except by a break in the text. Beginning:

(وهو اثبات مثل حكم معلوم

Fol. 99a Kitāb 5 (في دلائل اختلف فيها)

Fol. 102b Kitāb 6 (في العادل والراجح)

Fol. 107a Kitāb 7 (في الاجتهاد والافتاء)

Passages of the original text quoted are introduced by قوله in red.

End:

فوجب عرف الدم الي الملعيد في الاصول ولكن هذا اخر الكلام في المشرح وليختم بحمد الله الخ

For other copies see Bankipore XIX (i), no. 1562 and Paris 799. [? Āṣafīyaḥ, p. 98.]  
H. Kh. VI 218.

### 1478

Foll. 270, lacuna after fol. 60; 9 $\frac{1}{2}$  × 5 $\frac{1}{2}$  in.; ll. 27; margins ruled; rubrications; naskhī; worm-eaten; date 784/1382. [DELHI 449]

### شرح مختصر الاصول

#### Sharḥ Mukhtaṣar al-Uṣūl.

A commentary by 'Aḍud al-Dīn 'Abd al-Raḥmān b. Aḥmad al-Ijī (d. 756/1355; cf. Flügel, *Classen*, p. 332; Brockelmann II 208; Bankipore XIX (i), p. 48; Būhār II, p. 112); on the *Mukhtaṣar al-Muntahā* of Ibn Ḥājjib al-Mālikī. The work was completed in 734/1334.

Beginning:

الحمد لله الذي برأ الانام وعمهم بالاكرام الخ

The passages of text and commentary are introduced by قال and اقول respectively.

End:

امور لا تكاد تنحصر في القدر الذي ذكره ارشاد لذلك ارشدنا الله... وزادنا من فضله انه المستعان واليه التكلان

For other copies see Loth 299-301; British Museum 1605; Būhār II, no. 136; Rāmpūr 82-83; Āṣafīyaḥ, p. 96; Bankipore XIX (i), nos. 1545-7; Berlin 4375; Paris 801; etc.

H. Kh. VI 171.

## 1479

Foll. 280, end defective—according to a note on the last existing folio there were originally 320, or more, folios in the work;  $8\frac{1}{4} \times 5$  in.; ll. 17; calligraphic nasta'liq; margins ruled mainly in gold, remainder in red; the 'unwān and end are missing and the whole is badly worm-eaten; 17th century. [DELHI 447]

**Sharḥ Mukhtaṣar al-Uṣūl.**

Another copy of the commentary by 'Aḍūd al-Dīn 'Abd al-Raḥmān al-Ijī on the *Mukhtaṣar al-Muntahā* of Ibn Ḥājjib al-Mālikī.

## 1480

Foll. 136 (some missing);  $7\frac{1}{8} \times 5$  in.; ll. 19; first two pages have ruled margins; naskhī; rubrications; some marginal notes; in places worm-eaten; date 1005/1596-7. [DELHI 426]

حاشية على شرح المختصر العضدى

**Hāshiyah 'alā sharḥ al-Mukhtaṣar al-'Aḍudī.**

Glosses by Saiyid Sharīf al-Jurjānī (d. 816/1413; cf. *Ḥabīb al-Siyar* III iii 89; Brockelmann II 216 f.) on 'Aḍūd al-Dīn al-Ijī's commentary on the *Mukhtaṣar al-Muntahā* of Ibn Ḥājjib al-Mālikī.

Beginning:

الحمد لله أَدَوَفَ التسمية بالتحميم في مفتح  
الكلام اصعاء لها ورد في الاخبار الخ

End:

ولك ان تحض غير الشرط الشرعى بما عدا الاسباب  
مع ان لا يلزم اهمال حالها لانها قد علمت [ههنا]

The colophon is:

قد انتهت هذه القطعة الاخيرة من الحواشى  
القديمة على شرح المختصر العضدى من تصنيفات  
سيد الشريف العلامة اسكنه الله الخ

This appears to imply an "early" and, presumably therefore, also a later series of glosses.

For other manuscripts see Loth 305-7; Brit. Mus. Hand-list, p. 27; Bankipore xix

(i), p. 52. Lithographed [? India] 1319/1901 (cf. *Āṣafiyaḥ*, p. 92).

H. Kh. VI 172.

[The last two folios of the manuscript are occupied by a fragment of a similar work added by a different hand from the rest.]

## 1481

Foll. 49-90 (original numeration 99-148);  $8\frac{3}{4} \times 5$  in.; ll. 19; small cramped naskhī; rubrications; some marginal and interlinear comments; worm-eaten in parts; date 1069/1658-9.

[DELHI 470b]

**Hāshiyah 'alā sharḥ al-Mukhtaṣar al-'Aḍudī.**

Another copy, defective at the beginning, of the supercommentary—the "early" work—by Saiyid Sharīf al-Jurjānī on the *Mukhtaṣar al-'Aḍudī*.

## 1482

Foll. 167 (the first and several more being missing, while others are misplaced);  $9\frac{1}{2} \times 5\frac{1}{2}$  in.; ll. 13 in the first part and 22 in the second; nasta'liq in a variety of hands; numerous marginalia; rubrications; date 1075/1664-5.

[DELHI 427a]

**Hāshiyah 'alā sharḥ al-Mukhtaṣar al-'Aḍudī.**

Another copy of the work by al-Sharīf al-Jurjānī.

The colophon reads:

قد اتفق اتمام الحاشية للسيد السيد على  
الشرح العضدية [sic] واتمام هذه الرسالة فى سنة  
الف وسبعين وخمسة الخ

## 1483

Foll. 124—various lacunae;  $9\frac{1}{2} \times 5\frac{1}{2}$  in.; early folios in a hurried nasta'liq—ll. 17, followed by small neat naskhī—ll. 23; numerous marginal notes; 18th century. [DELHI 428]

**Hāshiyah 'alā sharḥ al-Mukhtaṣar al-'Aḍudī.**

Another copy of the work by al-Sharīf al-Jurjānī.

## 1484

Foll. 147;  $9\frac{3}{4} \times 5$  in.; ll. 25; small naskhī frequently unpointed, degenerating into *shikastah* in places; rubrications; frequent marginal and interlinear comments; date 1033/1624. [DELHI 429]

**Hāshiyah 'alā sharh al-Mukhtaṣar al-'Aḍudī.**

Another copy of the work by al-Sharīf al-Jurjānī.

The colophon reads:

قد وقع الفراغ من تسويد هذه النسخة المسمى  
[sic] الحاشية... على شرح مختصر العزدي  
المنسوب الى عضد الدولة (!)

## 1485

Foll. 100;  $10\frac{1}{8} \times 5\frac{5}{8}$  in.; ll. 23; careful naskhī; occasional notes in margins; worm-eaten; 18th century. [DELHI 433]

**al-Hāshiyah 'alā sharh al-'Aḍudī.**

Another copy of the Glosses by al-Sharīf al-Jurjānī on the *Sharh al-Mukhtaṣar al-'Aḍudī*.

## 1486

Foll. 285;  $9\frac{3}{8} \times 5\frac{3}{4}$  in.; ll. 25; naskhī, points often omitted; rubrications; some marginal comments; a number of folios worm-eaten; 17th century (a seal on the last folio bears the date 1124).

[DELHI 444]

An anonymous commentary on a treatise dealing with Uṣūl. The commentary is arranged after the order of the *Mabṣūṭ* of Abū Sahl Sarakhsī, for which see H. Kh. v 363 and Loth 204.

(A note in Persian on the last folio reads *شرح مختصر در علم اصول* while a pencilled note in Arabic on the fly-leaf hazards the guess, which is erroneous, that the work is a commentary upon the *Mukhtaṣar al-'Aḍudī*.)

Beginning:

الحمد لله رب العالمين والصلوة على رسوله...  
باب الامر قدم السح رحمه الله باب الامر والهي  
على سائر الانواع اعتناء بسأئنها الخ

The following bābs are comprised in the work:

Fol. 40a	النبي	Fol. 1b	الامر
Fol. 68a		وجوه النظر صنعة ولغة	
Fol. 133b		الحجج الشرعية	
Fol. 174b	الاجماع	Fol. 147a	البيان
Fol. 269b	حروف المعاني	Fol. 182a	القياس

End:

انما سطل بالعامر على المجلس ادا جعلنا محارا  
على ادا ومضى فلا فمير صاد جعلها على ان اولى من  
جعلها محارا عنها اولى من جعلها محارا على  
غيرها والله اعلم

## 1487

Foll. 240;  $9\frac{1}{4} \times 6\frac{1}{4}$  in.; ll. 23; sprawling but legible naskhī; last ten folios on different paper and in a different hand from the rest; rubrications; marginal comments; 17th century.

[DELHI 479]

**حواش على النبذة الالفية**

**Hawāsh<sup>in</sup> 'alā al-Nubdhaḥ al-Alfiyah.**

(The title-page calls it *الفوائد* [sic] *تعاوة* *السنية* فى شرح الالفية الشبير بالبرماوية)

A commentary on Jamāl al-Dīn Muḥammad b. 'Abd al-Dā'im al-Birmāwī's *Urjūzah*, or versified treatise, dealing with *Shāfi'i Uṣūl* (see H. Kh. vi 294). The original was completed in 818/1416 and the author himself wrote a rhymed commentary on it called *الفوائد السنية* فى شرح الالفية, on the basis of which the present commentator, Abū 'Abd Allāh Muḥammad ibn Aḥmad ibn 'Abd Allāh wrote his work. The text of the *Urjūzah* is written in red to distinguish it from the commentary.

Beginning:

الحمد لله رب العالمين والصلوة والسلام على  
رسول الله محمد افضل الانبياء الخ

No divisions are marked.



End:

ومن كان قليل الدين كثير الشاهل [sic] اخذ  
بالاثقل والعزيمة ليلا يزداد اما [sic] به فيخرج الى  
الاباحة'

No other copies appear to be recorded.  
Not noted in H. Kh.

### 1488

Incomplete (foll. 60-70, 77, 131-149 only);  
9½ × 6¾ in.; ll. 27; margins ruled; rubrications;  
marginal notes; irregular naskhī; 16th century.  
[DELHI 402]

Fragments of a work containing argu-  
ments on Uṣūl. The first complete section  
begins:

قال الندب والوحووب ستلزم التبليغ والاباحة متفيه  
لعوله لعد كان وهو صعب اقول الخ

The various paragraphs are introduced  
by قال and اقول in red.

The last section begins:

قال المجمل والمبين المجمل المجموع وفي  
الاصطلاح ما لم يضح دلالتة وقيل اللفظ الذي لا  
يفهم منه عند الاطلاع شيء فلا تطرد للمجمل الخ

### 1489

Foll. 217; 10 × 7½ in.; ll. 10; well-written nasta'liq;  
rubrications; some marginal and interlinear  
comments; worm-eaten in parts; early 19th  
century. [DELHI 461]

المسلم

al-Musallam.

A treatise by Muḥibb Allāh ibn 'Abd al-  
Shakūr al-Bihārī (d. 1119/1708; cf. *Tadh-  
kira-i 'Ulamā-i Hind*, p. 175; Brockelmann  
II 420; Bankipore XIX (i), no. 1530) on the  
Uṣūl of both the Ḥanafī and the Shāfi'ī  
madhhabs. In his preface the author states  
that the date of composition (1109/1697-8) is  
represented by the chronogram مسلم الثبوت,  
a title by which the work is commonly known.  
He further says that he has divided his work  
into muqaddamaḥ, maqālāt, uṣūl (maqāṣid)  
and khātimaḥ, which occur as follows:

Fol. 2a	مقدمة
Fol. 3b	مقالة (1) في المبادئ الكلامية
Fol. 5b	مقالة (2) في الاحكام
Fol. 30b	مقالة (3) في المبادئ اللغوية
Fol. 107b	اصل (1) الكتاب
Fol. 126b	اصل (2) السنة
Fol. 156b	اصل (3) الاجماع
Fol. 166a	اصل (4) القياس
Fol. 175b	مقصد (1) في شروطها
Fol. 183a	مقصد (2) في مسالكها
Fol. 205b	خاتمة (?) (unmarked)

Beginning:

الحمد لله الذى نزل الآيات وارسل البينات فطلع  
الدين وطبع اليقين... اما بعد فيقول الشكور الصور  
محبّ الله بن عبد الشكور الخ

End:

وعليه ابنتى ابن الصلاح منع تقليد غير الاربعة  
لان ذلك لم يدر فى غيرهم وفيه ما فيه'

For other copies see Āṣafīyah, p. 102;  
Calcutta Madrasaḥ, no. 27; Bankipore XIX (i),  
nos. 1530-32; Rāmpūr 100. Printed Luck-  
now 1263/1847, etc. Aligarh 1297/1879,  
Delhi 1311/1893-4.

Not noted in H. Kh.

### 1490

Foll. 111; 11¼ × 5¾ in.; ll. 15; Persian naskhī;  
rubrications; some marginal and interlinear  
comments; date 1249/1833-4. [DELHI 462]

al-Musallam.

The first part of the same work by  
Muḥibb Allāh ibn 'Abd al-Shakūr, contain-  
ing the Muqaddamaḥ and the Maqālāt.

Colophon:

تمام شد مقاله اولى فى المبادئ لفضل الله  
كتاب اصل نهايت بدخط وشكسته بود بباعث غلطى  
الفاظ محرره بر نويسنده نا واقف از علم عربى خورده  
نبايد كرفت الخ

## 1491

Foll. 208;  $8\frac{3}{8} \times 6\frac{3}{8}$  in.; ll. 14; coarse Indian (? Persian) naskhī; rubrications; comments in margins, between lines and on inserted leaves; date 1169/1756. [DELHI 463]

## al-Musallam.

Another copy of the work by Muḥibb Allāh.

[Fol. 209 contains devotional verses in Arabic.]

## 1492

Foll. 244;  $10\frac{3}{8} \times 6\frac{1}{4}$  in.; ll. 11; legible Indian naskhī; rubrications; marginal and interlinear comments; date 1182/1768-9. [DELHI 464a]

## al-Musallam.

Another copy of the work by Muḥibb Allāh. The colophon calls it *Musallam al-'Ulūm*.

## 1493

Foll. 46;  $11 \times 6\frac{3}{8}$  in.; ll. 12; nasta'liq; rubrications; some marginal and interlinear comments; early 19th century. [DELHI 465]

## al-Musallam.

An incomplete copy of the work by Muḥibb Allāh.

## 1494

Foll. 202, end defective;  $10\frac{3}{4} \times 6\frac{3}{4}$  in.; ll. 23; cursive naskhī; rubrications; worm-eaten in parts; 18th century. [DELHI 420]

فواتح الرحموت [شرح المسلم]

## Fawātiḥ al-Raḥamūt.

This is the first part of a commentary by 'Abd al-'Alī ibn Niẓām al-Dīn Muḥammad al-Anṣārī on the *Musallam al-Thubūt* of Muḥibb Allāh ibn 'Abd al-Shakūr, which deals with the Uṣūl of both the Ḥanafī and Shāfi'ī systems. The author, an Indian scholar of the 13th A.H. (for whose life see Bankipore x, p. 51), states that the

work contains a muqaddamaḥ, three maqālāt (فى المبادئ الكلامية والاحكامية واللغوية), uṣūl (فى المقاصد) and a khātimaḥ (فى الاجتهاد) ونحوه.

In the present manuscript the maqālāt begin on foll. 10b, 15a and 105b respectively, but part of the last one is lacking, as also are the uṣūl and the khātimaḥ.

Beginning:

الحمد لله الذى خلق الانسان بعد ان لم يكن

شيئا مذكورا الخ

End (as here extant):

الكلام ههنا فى ارادة هذه الافواد بخلاف اذا صرح

بالمصدر فانه...

For other manuscripts see Bankipore XIX (i), nos. 1534-5; Aṣafiyah, p. 100. Printed Lucknow 1878.

Not noted in H. Kh.

## 1495

Foll. 141;  $10\frac{1}{2} \times 5\frac{3}{8}$  in.; ll. 19; shikastah; original text overlined; occasional notes in the margins; 19th century. [DELHI 442]

A commentary, by an author whose name does not appear—although the title-page suggests one Ilāh-ābādī, on the *Musallam*, a treatise on Uṣūl by Muḥibb Allāh ibn 'Abd al-Shakūr.

Beginning:

الحمد لله تعالى عنه قالوا هذه الجملة بحتم ان

تكون انشائية لان المقام مقام انشاء الحمد ويحتمل

ان يكون خبر [sic] لله الخ

End:

فان الرجال قوامون على النساء قائمون بحواجرهم

ومصالحهم فبر اصل وهن من التوابع فذكرهن تبعاً

ليس محلاً للشكوه اقول...

No other copies appear to have been recorded.

## 1496

Foll. 1-142;  $9\frac{3}{8} \times 6\frac{3}{8}$  in.; ll. 22; well-written nasta'liq; rubrications; date 1221/1806.

[DELHI 473a]

Sharḥ al-Musallam

A commentary on the *Musallam al-Thubūt*, by Maulānā Muḥammad Ḥasan—thus the colophon.

Beginning:

الحمد لله رب العالمين والصلوة والسلام على  
سيد الانبياء والمرسلين محمد وآله واصحابه اجمعين  
قال الا [sic] الكتاب مرتب على مقدمة الخ

The divisions of the original are not marked but passages from it and the commentary are distinguished by قال and اقول respectively.

End:

واما ان يكون كليات وهي اما ان تكون متضادة  
او متخالفة فقط والتحاطف شتمل النوعي والصنفي  
ولا تم إنها غير مناسبة

Not noted in H. Kh.

## 1497

Foll. 144-259;  $9\frac{3}{8} \times 6\frac{3}{8}$  in.; ll. 17; nasta'liq; numerous overlinings in red; marginal comments; date 1219. [DELHI 473b]

A supercommentary on the *Musallam al-Thubūt*, by an author unnamed.

Beginning:

الحمد لله رب العالمين والصلوة على نبيه وآله  
اجمعين الحمد لله قال المص' في الحاشية قالوا  
هذه الجملة يحتمل ان يكون [sic] انشائية الخ

The divisions of the original text are not indicated.

End:

ولا اخفاء في اظهرية ما ذكره المص' لان اتساء  
الوقت بالظن وان كان [sic] حقاً لكنه خفى

Not noted in H. Kh.

## 1498

Foll. 134;  $10\frac{5}{8} \times 6\frac{1}{2}$  in.; ll. 17; somewhat ornate naskhī changed towards the end into nasta'liq; rubrications; marginal and interlinear comments; some diagrams; margins ruled; worm-eaten and badly repaired; 18th century.

[DELHI 477]

## ملخ الاصول

Mukhkh al-Uṣūl.

An exposition of the Uṣūl, with extensive reference to their practical application, made—at the suggestion of his teacher Muḥammad Jān Siddīq—by Badr al-Ḥāshimī al-Qurashī.

Beginning:

أَلْحَمْدُ لِلَّهِ الَّذِي رَفَعَ أَعْلَامَ عِلْمِ الْأَصُولِ فِي  
الدَّهْوَرِ وَالْإِزْمَانِ وَعَزَّ الدَّلِيلَ الْمُتَيْنِ يَحْكُمُ بِهَا فِي  
مَعَانِ الْحَدِيثِ وَالْقُرْآنِ وَخَلَقَ الْإِنْسَانَ الْخ

The author does not follow the ordinary arrangement of treatises on Uṣūl but devotes the main part of his work to a long discussion on methods of deduction, drawing examples from Euclid—with appropriate diagrams—and algebra (foll. 53b ff.) and from Aristotle (foll. 70 ff.). He also includes an essay on arithmetic (مخ في علم الحساب) foll. 91b ff.) and lastly a chapter on the division of inheritance (مخ في علم الفرائض) foll. 110b-123b).

End:

قال علي وابن مسعود يرث بعضهم من بعض الا  
مما ورث كل واحد منهم من صاحبه

The last part of the work (foll. 123b-end) consists of a Persian translation of the chapter on فرائض.

No other copies appear to be recorded.

Not noted in H. Kh.

## 1499

Foll. 92-99 followed by 1-21, end defective;  $9\frac{3}{8} \times 6\frac{3}{8}$  in.; ll. 14; nim-shikastah; rubrications; badly worm-eaten; 17th century. [DELHI 717a]



A fragment of a history of the origin and line of transmission of Ḥanafī law, beginning with the early prophets and ending with Abū Ḥanīfaḥ. Title and author's name are both lacking. Amongst the authors quoted are Abū Ḥanīfaḥ, Shahrastānī, Dhahabī and Aḥmad b. Sulaimān b. Kamāl-Pāshā (the quotation from whom, fol. 15b, is in Turkish). On fol. 15a *ad fin.* there is a curse upon Yazīd.

Beginning:

اول الانبياء آدم عليه السلام انزل الله تحريم  
الميتة والدم ولحم الخنزير وحروف المعجم الخ

Amongst the headings provided are the following:

Fol. 1a	ايسع النبي
Fol. 1a	يونس وزكريا
Fol. 1a	محمد رسول الله
Fol. 8b	ابو بكر الصديق
Fol. 9b	امير المؤمنين خليفة خاتم النبيين الفاروق الخ
Fol. 10a	امير المؤمنين جامع القران عثمان الخ
Fol. 12a	امير المؤمنين ابن عمر خاتم النبيين... على الخ
Fol. 13b	ابو محمد الحسن بن علي
Fol. 13b	امير المؤمنين معاوية الخ
Fol. 17b	الامام زين العابدين الخ
Fol. 18b	... ابو حنيفة

End (as here extant):

اما كان يبقى في قلب كل واحد منها شيء  
لدخول اخيه بزوجه ولكن امرت...

No other copies appear to be recorded.

B. UṢŪL (SHĪ'AH)

1500

Foll. 22; 9 × 6½ in.; ll. 20; small neat naskhī; rubrications; numerous marginal notes with an extra leaf of comments inserted; worm-eaten in parts; date 1257/1841. [DELHI 474a]

L. A. M.

## مبادئ الوصول الى علم الاصول Mabādī' al-wuṣūl ilā 'ilm al-uṣūl.

A concise treatise on Shī'ah jurisprudence by Jamāl al-Dīn Ḥasan ibn Yūsuf ibn 'Alī ibn al-Muṭaḥhar al-Hillī (d. 726/1326; see H. Kh. II, p. 194; *Ḥabīb al-Siyar* III i 112; Brockelmann II 164).

Beginning:

الحمد لله المتفرد بالازلية والدوام المتأجد  
بالجبال والاكرام بسوايغ الانعام الخ

The treatise comprises 12 short faṣḥs (each with a number of mabḥaṭhs) which occur as follows:

Fol. 1b	(1) فى اللغات
Fol. 3b	(2) فى الاحكام
Fol. 4a	(3) فى الاوامر والنواهي
Fol. 7a	(4) فى العموم والخصوص
Fol. 10a	(5) المجهل والمبين
Fol. 11a	(6) فى الافعال
Fol. 12a	(7) فى النسخ
Fol. 13b	(8) فى الاجماع
Fol. 14a	(9) فى الاخبار
Fol. 16a	(10) فى القياس
Fol. 18a	(11) فى الترجيح
Fol. 19b	(12) فى الاجتهاد

End:

هذا آخر ما ذكره فى هذه المقدفة ونحمده على  
توفيقه ببلوغ ما قصدناه وحصول ما اردناه ونصلّى  
على اشرف انبيائه الخ

For other copies see Bankipore XIX (i), no. 1568; Berlin 4427. I'jāz Ḥusain 2723.

1501

Foll. 220; 9½ × 7 in.; small naskhī, ll. 29, followed by nasta'liq, ll. 26; rubrications; original text overlined in red; worm-eaten and in parts defective; margins repaired; 17th century.

29

[On the first leaf occurs the seal of Shāh 'Ālam Pādshāh Ghāzī with the date 1122. Other dates which appear are 1075 and 1078.] [DELHI 440]

## شرح تهذيب الوصول

### Sharḥ Tahdhīb al-wuṣūl.

A commentary, completed in 929/1523, by an author unnamed but known to be Jamāl al-Dīn b. 'Abd Allāh al-Ḥusainī al-Jurjānī, on the *Tahdhīb al-wuṣūl ilā 'ilm al-uṣūl*, a work on Shī'ī jurisprudence by Jamāl al-Dīn Ḥasan ibn Yūsuf ibn 'Alī ibn al-Muṭahhar al-Ḥillī al-Shī'ī (d. 726/1326; cf. H. Kh. II 194, *Ḥabīb al-Siyar* III i 112, Brockelmann II 164).

Beginning:

اللهم ان العجز عن احصاء ثنائك مقام سيد انبيائك  
وسند اولائك الخ

The commentary, following the original work, is divided into 12 maqṣads, as follows:

Fol. 2a	(1) المقدمات
Fol. 18b	(2) اللغات
Fol. 53b	(3) الامر والنهي
Fol. 78a	(4) العام والخاص
Fol. 103b	(5) المجمع والمبين
Fol. 110a	(6) الافعال
Fol. 116b	(7) النسخ
Fol. 137a	(8) الاجماع
Fol. 151b	(9) الاخبار
Fol. 170b	(10) القياس
Fol. 197a	(11) التعادل والترجيح
Fol. 201a	(12) الاجتهاد

For the *Tahdhīb al-wuṣūl* and these divisions see Brit. Mus. Suppl. 263. In Bankipore XIX (i), p. 70 the same divisions appear in a work called *Mabādī al-uṣūl*.

End:

ومن اراد التطويل في ذكر المسائل وتفصيلها  
وتحقيق[قها].... فليطلبه في كتابنا المستوي بنهاية

الاصول].... فيما اراد ويجاوز النهاية في ابلاغ السالك  
منهج.... مرجع والمباب

The colophon is defective:

قال الشارح المحقق وقد فرغ[.... جمال الدين  
بن عبد الله بن محمد بن الحسن.... تعليق ما  
هو بمنزلة الش....

No other copies appear to be noted.  
I'jāz Ḥusain 1807.

## 1502

Foll. 335; 10 $\frac{7}{8}$  × 6 $\frac{1}{2}$  in.; ll. 21; naskhī; original text overlined; date 1267/1851. [DELHI 468]

## منية اللبيب في شرح التهذيب

### Munyaḥ al-labīb fī sharḥ al-Tahdhīb.

A commentary on Ḥasan b. Muṭahhar al-Ḥillī's *Tahdhīb al-wuṣūl ilā 'ilm al-uṣūl*. There is no indication of the author's name in the work itself but he is 'Amīd al-Dīn 'Abd al-Muṭallib b. Muḥammad b. 'Alī al-A'raj al-Ḥusainī al-Ḥillī, known as "al-'Amīdī" (d. 754/1353; cf. *Raudāt al-Jannāt*, pp. 374-6).

Beginning:

اللهم اني احمدك حمدا لا يقدر حصره ولا يحصر  
قدره ولا ينسى ذكره ولا يطوى نشره الخ

There are no chapter-headings, but text and commentary are introduced by *قال* and *اقول* respectively.

End:

وحيث انتهى كلام المصنف طاب ثراه وجعل  
الجنة مثواه الى هنا فلنقطع الكلام حامدين لله  
تعالى على تواتر نعمائه الخ

No other copies appear to be noted.  
I'jāz Ḥusain 3199.

## 1503

Foll. 106; 9 × 6 $\frac{1}{8}$  in.; ll. 16; small neat naskhī; rubrications; marginal notes; slightly worm-eaten; late 18th century. [DELHI 466]

## معالم الدين وملاذ المجتهدين

Ma'ālim al-dīn wa-malādh  
al-mujtahidīn.

A systematic treatise on the Uṣūl and the attitude thereto of the various madh-habs, by Ḥasan ibn Zain al-Dīn al-Āmilī, known as "Al-Shahīd al-Thānī" (d. 1011/1602; cf. Brockelmann II, p. 321; Bankipore XIX (i), p. 75).

Beginning:

الحمد لله المتعالى فى عز جلاله عن مطارج  
الافهام فلا يحيط بكنهه العارفون الخ

According to the author, the work comprises a muqaddamaḥ and four qisms. The following, however, are the chief headings in the manuscript:

- Fol. 2b Muqaddamaḥ Maqṣad 1  
فى بيان فضيله العلم
- Fol. 12b Muqaddamaḥ Maqṣad 2  
فى تحقيق مهمات المباحث الاصولية
- Fol. 18a Maṭlab 2 (first not indicated by rubric)  
فى الاوامر والنواهي
- Fol. 45a Maṭlab 3  
فى العموم والخصوص
- Fol. 65b Maṭlab 4  
فى المطلق والمقيّد
- Fol. 74b Maṭlab 5  
فى الاجماع
- Fol. 78b Maṭlab 6  
فى الاخبار
- Fol. 93a Maṭlab 7  
فى النسخ
- Fol. 95b Maṭlab 8  
فى القياس والاستصحاب
- Fol. 99a Maṭlab 9  
فى الاجتهاد والتقليد
- Fol. 103b Khātimaḥ  
فى التعادل والترجيح

End:

وذلك كاف فى الترجيح فكلام الشيخ عندى هو  
الحق

For other copies see Bankipore XIX (i), no. 1573; Āsafiyah, p. 102; Asiatic Society of Bengal, Government Acquisitions 1903-1907, no. 953; Berlin 4212-3. Printed Lucknow 1301/1884 and in Persia at various dates. I'jāz Ḥusain 2989.

## 1504

Foll. 201; 7 $\frac{3}{4}$  × 6 $\frac{3}{4}$  in.; ll. 11; good legible naskhī; rubrications; marginal comments; 19th century. [DELHI 467]

Ma'ālim al-dīn wa-malādh  
al-mujtahidīn.

Another copy of the work by Ḥasan b. Zain al-Dīn al-Āmilī.

## 1505

Foll. 1-141; 9 $\frac{3}{8}$  × 5 $\frac{3}{8}$  in.; ll. 20; Persian naskhī; rubrications; date 1233/1818. [DELHI 452a]

## حاشية على معالم الدين

## Hāshiyah 'alā Ma'ālim al-dīn.

A commentary upon Ḥasan b. Zain al-Dīn's *Ma'ālim al-dīn*, by Muḥammad Ṣāliḥ b. Aḥmad al-Māzandarānī.

The title-page calls it فوائد (i.e. "observations") on a ḥashiyah to the work.

Beginning:

نحمدك اللهم يا من خلقنا ولم نك شيئا [sic]  
مذكورا، ونشكرك يا من رزقنا بمشاهدة جلاله نظره  
وسرورا أما بعد... بعض اخلاى [sic] حين رأى  
اما [sic] علقته على معالم الدين... سألنى ان احور  
لهم فوايده الخ

The division of the *Ma'ālim al-dīn* into a muqaddamaḥ and four qisms is not kept, passages (introduced by قوله) being chosen arbitrarily for comment.

End:

ليست البلاغة بمجرد حسن التاليف فى المعنى بل  
لا بد فيها من مراعاة حسن التى كتب [sic] فى  
النظم ايضاً ونظم هذه القصص منه سبحانه لا منهم

No other copies appear to be recorded.  
I'jāz Ḥusain 971.

## 1506

Foll. 142b-232; 9 $\frac{3}{8}$  × 5 $\frac{3}{8}$  in.; ll. 19; Persian naskhī; infrequent rubrications; 19th century. [DELHI 452b]



## حاشية على معالم الدين

Hāshiyah 'alā Ma'ālim al-dīn.

A hāshiyah on Ḥasan b. Zain al-Dīn's *Ma'ālim al-dīn*, by Mīrẓā Muḥammad b. Ḥasan al-Shīrwānī (fl. 11th/17th century), for whom see Bankipore XIX (i), no. 1578.

Beginning:

قوله الفقه في اللغة الفهر اه انما ابتدا بتعريف  
الفقه دون اصول [الفقه] كما هو المعروف في كتب  
الاصول الخ

No main divisions of the text are marked, passages of the original being introduced by قوله.

End:

هذا مبنى على عدم جواز النسخ قبل حضور وقت  
العمل بالمنسوخ ولا يكون نسخا على التقديرين كذا  
قيل ولعله اجمل اعتمادا

For other copies see Bankipore XIX (i), no. 1578; Rāmpūr, no. 48.  
I'jāz Ḥusain 974.

## 1507

Foll. 253; 8 × 4 $\frac{3}{4}$  in.; ll. 20; small naskhī with insertions in a larger hand; rubrications; some marginal notes; date 1031/1622. [DELHI 451]

## الفوايد المدنية

(في الرد على من قال بالاجتهاد

والتقليد اي الظن في نفس

الاحكام الالهية)

al-Fawā'id al-Madaniyah

(fī 'l-radd 'alā man qāla bi-'l-ijtihād  
wa'l-taqlīd ai al-zann fī nafs  
al-aḥkām al-ilāhiyah).

A treatise upon various questions of Shī'ah jurisprudence with particular reference to the errors of those who employ

ijtihād and taqlīd in deducing religious laws, and a refutation of those who use unsound "traditions" for the same purpose (see Loth 471). The author is unnamed, but he would appear to be Muḥammad Amīn b. Muḥammad Sharīf al-Astarābādī, a Shī'ah divine of the 11th century of the Hijrah (d. ? 1036/1626-7).

Beginning:

اما بعد حمد الله باعث النبیین وناصب الاوصياء  
المعصومين والصلاة والسلام على سيد المرسلين الخ

The work is divided into a muqaddamah, twelve fasls and a khātimah, which occur as follows:

Fol. 4b مقدمة في ذكر ما احده العلامة الحلبي

فصل (1) في ابطال جواز التمسك بالاستنباطات الظنية  
الخ Fol. 83a

فصل (2) في بيان انحصار مدرك ما ليس من  
ضروريات الدين الخ Fol. 117a

فصل (3) في اثبات تعذر المجتهد المطلق  
الخ Fol. 120a

فصل (4) في ابطال حصر الرعية في المجتهد والمقلد  
الخ Fol. 120b

فصل (5) في بيان ان في كثير من المواضع يحصل  
الظن الخ Fol. 120b

فصل (6) في سد الابواب التي فتحتها العامة  
للاستنباطات الخ Fol. 120b

فصل (7) في بيان من يجب رجوع الناس اليه في  
القضاء Fol. 136a

فصل (8) في جواب الاسئلة المتجهة على ما استفدناه  
الخ Fol. 139a

فصل (9) في تصحيح احاديث كتبنا الخ  
Fol. 162b

فصل (10) في بيان الاصطلاحات الخ Fol. 174a

فصل (11) في التنبيه على طرف من الاغلاط الخ  
Fol. 179a

فصل (12) (ibid.) Fol. 216b

خاتمة القواعد الاصولية الخ Fol. 237a

End:

ومن يسك بهر في كل مسألة لا يمكن عادة ان يقع فيها غلط او زلة وذلك فضل الله يوتييه من يشاء

For other copies see Bankipore XIX (i), no. 1584; Rāmpūr, no. 88; Āṣafīyaḥ, no. 40. I'jāz Ḥusain 2242.

### 1508

Foll. 476;  $11\frac{1}{4} \times 7\frac{3}{4}$  in.; ll. 19; Persian naskhī; rubrications; margins ruled red and black; date 1253/1837. [DELHI 454]

### القوانين المحكمة

#### al-Qawānīn al-muḥkamaḥ.

A *Shī'ah* treatise on the verbal and dialectical bases of jurisprudence, with examples of laws derived from the various Uṣūl, composed by Abu 'l-Qāsim b. al-Ḥasan al-Jilānī (d. after 1231/1815; cf. Būhār II, p. 170) and completed in the city of Qum in the year 1205/1791. It is based upon questions raised by the reading of Ḥasan b. Zain al-Dīn's *Ma'ālīm al-dīn*.

Beginning:

الحمد لله الذي هدانا لهذا [sic] الى اصول الفروع وفروع الاصول وارشدنا الى شرايع الاحكام الخ

The book has two main parts and the principal chapter-headings are as follows:

Fol. 2a مقمّمة فى بيان اسر هذه [sic] العلم  
باب (1) فى الاوامر والنواهي و فيه مقصدان  
Fol. 33b

المقصد الاول فى الاوامر

Fol. 71a المقصد الثانى فى النواهي  
باب (2) فى المحكم والمتشابه والمنطوق والمفهوم  
Fol. 89b

Fol. 103a باب (3) فى العموم والمخصوص

Fol. 176b باب (4) فى المطلق والمقيد

Fol. 181b باب (5) فى المجمل والمبين والظاهر والمأول

Fol. 190a باب (6) فى الادلة الشرعية

Fol. 274a (End of first part) فى الادلة العقلية

The second part is not divided under chapter-headings after this, except for the

Fol. 459b خاتمة (فى التعارض والتعادل والترجيح)

End:

وكتب ما اثبتناه فى هذه الصفحات فى صحايف الحسنات و ابا (?) بها الزلات العثرات نفعا به وجميع المؤمنين انه ولى الخيرات الخ

For other copies see Būhār II, no. 149; Āṣafīyaḥ, p. 100; Berlin 4424. Printed Tabriz 1275.

I'jāz Ḥusain, 2296.

### 1509

Foll. 473;  $12\frac{1}{8} \times 7\frac{3}{4}$  in.; ll. 21; good naskhī; rubrications textual and marginal; date 1286/1869. [DELHI 455]

#### al-Qawānīn al-muḥkamaḥ.

Another copy of the work by Abū 'l-Qāsim b. Ḥasan al-Jilānī. The main divisions (see no. 1508) occur as follows:

Fol. 2a مقمّمة  
Fol. 32a باب (1)  
Fol. 83b باب (2)  
Fol. 96b باب (3)  
Fol. 168a باب (4)  
Fol. 173a باب (5)  
Fol. 181a باب (6)  
Fol. 269b (First part ends)  
Fol. 457a خاتمة

### 1510

Foll. 5-33;  $9 \times 5\frac{3}{4}$  in.; ll. 11; large bold naskhī, degenerating into *shikastah*; rubrications; some marginal notes; worm-eaten; 18th century. [DELHI 476a]

### زبدة الاصول

#### Zubdaḥ al-Uṣūl.

A concise treatise on *Shī'ah* jurisprudence by Bahā al-Dīn Muḥammad b. Ḥusain al-'Āmīlī (d. 1031/1622; cf. Browne, *Lit. Hist.* IV 427 f.). Brockelmann II 321 ascribes it to Ḥasan b. Zain al-Dīn al-'Āmīlī.

Beginning:

ابى اصل بيتنى عليه الخطاب واولى قول فصل  
ينتمى عليه اولو الاباب حمد من تنزه من وصمة  
التحديد الخ

The work contains five manāhij:

- Fol. 6b (1) فى المقدمات  
Fol. 17a (2) فى الادلة الشرعية  
Fol. 23a (3) فى مشتركات الكتاب والسنة  
Fol. 31a (4) فى الاجتهاد والتقليد  
Fol. 33a (5) فى الترجيحات

End:

وما دليل تاويله ارجح و سركب الترجيحات مثنى  
وثلاث ورباع فصاعدا فاتبع منها الاقوى والزر ما هو  
اقرب الى التقوى والحمد لله الخ

For other copies see Berlin 4425; Banki-  
pore XIX (j), no. 1580. Printed (with a com-  
mentary by 'Alī b. Naqī Shāh Riḍawī),  
Lucknow 1312/1894, Persia 1302/1885.  
I'jāz Ḥusain 1622.

#### C. FURŪ' (ḤANAḤĪ)

### 1511

Foll. 109 (uncompleted);  $9\frac{1}{8} \times 5\frac{1}{2}$  in.; ll. 17;  
naskhī; worm-eaten; various short gaps in the  
text; 18th century. [DELHI 680]

### كتاب الخراج

#### Kitāb al-kharāj.

A well-known treatise on the theory of  
taxation in Islām based on the Qur'ān and  
ḥadīth, by Abū Yūsuf Ya'qūb b. Ibrāhīm  
al-Kūfī al-Anṣārī (d. 182/795; cf. Ibn  
Khallikān II 307; Flügel, *Classen*, p. 282;  
Brockelmann I 171; the date 192 is also  
given). The work was edited by the author's  
pupil Muḥammad b. Ḥasan al-Shaibānī.

Beginning:

... بقاء امير المؤمنين وادام له العز في تمام  
النعمة... ان امير المؤمنين... سالتى ان اصنع له  
كتاباً جامعاً فى جباية الخراج الخ

End (as here extant):

فاقتقر واصار اهل دينه يتصدقون عليه طرحت  
جزيته وعيل من بيت مال المسلمين وعياله...

For other copies see Brit. Mus. Suppl. 271,  
Berlin 5605-6, Paris 2452-3, 5876. Printed  
Būlāq 1302, etc.  
H. Kh. v 79.

### 1512

4097. Foll. 296, the first folio a later addition  
with a lacuna after it;  $10\frac{3}{8} \times 7\frac{1}{4}$  in.; ll. 13;  
fair naskhī; rubrications; numerous marginal  
and some interlinear comments; earlier folios  
damaged by insects and damp; date 791/1389  
(altered to 691); copyist, Mūsā b. Qalāwuz.

### الجامع الصغير

#### al-Jāmi' al-Ṣaghīr.

A work on Ḥanafī furū' by Muḥammad  
b. Ḥasan al-Shaibānī, commonly known as  
the "Imām Muḥammad" (d. 189/804; cf.  
Ṭabarī III 2521; Ibn Quṭlūbughā, 159;  
Brockelmann I 173; Bankipore XIX (i),  
p. 93), one of the principal disciples of  
Abū Ḥanīfaḥ. According to Pazdawī (cf.  
H. Kh. II 553), the work is a compilation of  
1532 points of practical law which the  
author regarded as essential knowledge in  
every muftī and qāḍī. The present text is in  
the version of 'Umar b. 'Abd al-'Azīz Ibn  
Māzah, al-Ṣadr al-Shahīd (d. 536/1141;  
cf. Ibn Quṭlūbughā 139; Flügel, *Classen*,  
p. 311 f.; Brockelmann I 374) and bears his  
name in the preface. It is possible, accord-  
ing to H. Kh., that the qāḍī Abū Yūsuf may  
have assisted in the original composition of  
the work.

Beginning:

الحمد لله رب العالمين والصلاه والسلام على خير  
خلقه... قال الشيخ الامام الاجل حسام الدين عمر  
بن عبد العزيز البخارى... اما بعد فان مشايخنا...  
كانوا يعظمون هذا الكتاب الخ

The work comprises the following kitābs,  
each divided into a number of bābs:<sup>1</sup>

<sup>1</sup> This division was made at the beginning of the 4/10th  
century by the Qāḍī Abu Ṭāhir al-Dabbās, at Baghdād.  
See Goldziher, *Muhammedanische Studien* I 132, n. 1.



Fol. 2a (first part missing)		الصلاة
Fol. 35a		الزكاة
Fol. 48a	الحج	Fol. 44a
Fol. 78a	الطلاق	Fol. 64a
Fol. 117b	الايمان	Fol. 110b
Fol. 139a	السرقه	Fol. 128b
Fol. 158a	البيوع	Fol. 144a
Fol. 195b	الحوالة	Fol. 190a
Fol. 197b	القضاء	Fol. 196a
Fol. 217a	الدعوى	Fol. 212a
Fol. 219b	الصلح	Fol. 218a
Fol. 224a	الوديعة	Fol. 220b
Fol. 226b	الهبه	Fol. 225b
Fol. 236b	المكاتب	Fol. 228b
Fol. 246a	الشفعة	Fol. 243b
Fol. 247a	الخراج	Fol. 246a
Fol. 248b	الكراهية	Fol. 248a
Fol. 255b	الاشربة	Fol. 255a
Fol. 257a	الرهن	Fol. 256b
Fol. 282a	الوصايا	Fol. 261a

End:

وذلك لن يعمر النفي لان المقصود ههنا لا يحصل  
ببعضهم فيصير من فروض الاعيان

For other copies see Paris 821-2; Leiden IV, p. 104; Berlin 4437; Cairo III 32.

The original unedited, and much smaller, work is printed on the margins of Abū Yūsuf's *Kitāb al-Kharāj*, Būlāq 1302; also lithographed Delhi 1291/1874 (cf. *Āṣafīyah*, p. 1080).

H. Kh. II 557.

### 1513

4114. Foll. 83; 10¼ × 8¼ in.; ll. 25; small neat though cursive naskhī; rubrications; worm-eaten; 15th century (date 805?).

[Purchased 3 April 1925]

## كتاب أحكام الاوقاف Kitāb Aḥkām al-auqāf.

(Also called *Aḥkām al-waqf*.)

A work on the laws governing mortmain and property devoted to pious objects, by Hilāl b. Yaḥyā b. Muslim al-Baṣrī (d. 245/859; cf. Ibn Quṭlūbugha 246; Brockelmann I 173). Neither title nor author's name appears in the text.

Beginning:<sup>1</sup>

ما روى في صدقه رسول الله عليه و سلم  
قال حدثنا ابو بكر بن عمر قال... قال قبل محينزق  
على راس ائتين وثلاثين شهرا من مهاجر النخ

The work comprises 78 bābs, which are set out in a prefixed list of contents. In each chapter the principle involved is first stated as a ḥadīth and is followed by the author's own comments and additions introduced by قلت.

End:

ولم يحج الرجل ولم يغز حتى ارتد الدافع عن  
الاسلام ان ذلك مردود لا يجوز للرجل ان يفعله

For other copies see *Āṣafīyah*, p. 1070; Leiden IV, p. 105; Cairo III 116.

Not in H. Kh.

### 1514

3859. Foll. 190, ends defective; 7½ × 7¾ in.; ll. 20; fair naskhī, for the most part lacking points; rubrications; some margins covered with scribbings; 12th century.

[Purchased 1 November 1921]

## شرح ادب القاضى

### Sharḥ Adab al-qāḍī.

A commentary, incomplete, upon Aḥmad b. 'Umar al-Khaṣṣāf's *Adab al-qāḍī*, a

<sup>1</sup> Leiden IV, p. 105 (no. 1776) begins:

قال ابو حنيفة رَضَهُ اذا قال الرجل ارضى هذه  
صدقة و سَمَى موضعاً وحدودها النخ

manual (Ḥanafī) of decisions upon difficult questions of law for the use of qādīs (cf. Ḥ. Kh. I 220; Brockelmann I 173). The date of the manuscript itself (c. 550/1155) and the references in the work (foll. 148*a*, etc.) to Shams al-Ā'immaḥ al-Sarakhsī (d. 483/1090) provide limits of date and make it probable that the present commentary is the work of Burhān al-Ā'immaḥ 'Umar b. 'Abd al-'Azīz Ibn Māzah, known as al-Ḥusām al-Shahīd (d. 536/1141; cf. Ibn Qūtlūbughā 139; Brockelmann I 374). Of the 120 bābs in the original work the present manuscript contains the end of 24, 25-112 (complete) and the beginning of 113.

Beginning (of Bāb 25):

باب من قال تقبل البينه بعد الميمين ذكر عن  
شرح قال الميمين الفاجرة احق ان ترد من البينة  
العادلة الخ

The bābs are divided into a number of faṣls each containing several mas'alaḥs.

End (of Bāb 112):

وكان ذلك محمولا على انه لم يكن هناك احد  
رضع الولد ويعوم بمصالحه وهذا القادم لا يمنع  
الافامه لانه كان يعذب

For other copies see Āsafīyah, p. 1088; Bankipore XIX (i), no. 1597; Cairo III, p. 72. Ḥ. Kh. I 220 f.

## 1515

4101. Foll. 322, the order after 113 being 115, 114, 117, 116, 118; 7 $\frac{5}{8}$  × 5 $\frac{3}{8}$  in.; ll. 17; cursive, unpointed naskhī; rubrications; some marginal comments; worm-eaten in parts; date Shawwāl 579/1184 (foll. 119, 120 a much later addition).

[Purchased 3 April 1925]

A tractate upon Ḥanafī furū', the questions dealt with being derived from old works of law and from current practice. Title and author's name are both lacking. The title *القناتوى الصغرى* on the title-page, which implies that the treatise is that of the same name by Ḥusām al-Dīn 'Umar b. 'Abd al-'Azīz Ibn Māzah al-Bukhārī (Ḥ. Kh. IV

359), is erroneous, for the manuscript appears to be an autograph, whereas Ibn Māzah died in 536/1141. The work opens with a section on the duties of the muftī and continues in the rest of the book with discussion upon intricate points of the law, arranged under the headings of a work of furū'.

Beginning:

الحمد لله رب العالمين والصلوة على رسوله محمد  
واله اجمعين حمدا تقرنا الى مرضاه الله... ذكر  
في هذا الكتاب من المسائل التي الخ

The work comprises the following kitābs (each with its bābs and faṣls):

Fol. 142 <i>b</i>	(2) الصوم	Fol. 2 <i>a</i>	(1) الصلوة
Fol. 200 <i>b</i>	(4) الحج	Fol. 176 <i>a</i>	(3) الزكوة
Fol. 300 <i>a</i>	(6) النفقات	Fol. 228 <i>a</i>	(5) النكاح

(The order of these kitābs in the early part of the Berlin MS (4814) of the *Fatāwī al-ṣughrā* is 1, 3, 2, 4 and 5, while 6 is the *kitāb al-ṭalāg*. The beginning corresponds to that given by Ḥ. Kh.)

End:

وإدا قبل يامر به نالعه وتكون الحكيم ما هو الحكيم  
في الوديعه عند صعر او زمن اعنى اعنه مولاه  
ويحب على المعنى نعه المعنى نحال ما

Colophon:

وقع الفراع من كتابته سده [=بيده] بعد صلوه  
الطهر في اليوم الثالث والعشرين من سوال من سور  
سه تسع وسبعين وحمسمانه

## 1516

Foll. 83, end defective; 10 $\frac{7}{8}$  × 7 in.; ll. 15; nasta'liq; rubrications; scattered marginal and interlinear comments; worm-eaten; 17th century. [DELHI 704]

كتاب القدورى

Kitāb al-Qudūrī.

A famous popular compendium—frequently known as the *Mukhtaṣar al-Qudūrī*

—of Ḥanafī furū', by Abū 'l-Ḥusain Aḥmad b. Muḥammad al-Qudūrī al-Baghdādī (d. 428/1037; cf. Ibn Khallikān I 21; Ibn Quṭlūbughā, p. 5, no. 13; Flügel, p. 305; Brockelmann I 175 and Suppl.).

Beginning:

الحمد لله رب العالمين والعاقبت للمتقين...  
قال الشيخ الامام ابو الحسن القدوري البغدادي  
رحمة [sic] الله الاصل في وجوب الصهارت [sic]  
الخ

The contents are those usual in a work on furū'.

End (as here extant):

قول ابينحيفة وقالا بينهما كما بينا ولا بيا [sic]  
الولاء ولا يوهب والله اعلم كتاب الحساب

For other copies see Loth 202 (II) 203; Brit. Mus. 267 and Suppl. 274; Cambridge 1021, 1285; Rāmpūr, p. 248; Bankipore XIX (i), nos. 1600-1; Āsafiyah, p. 1098; Berlin 4451-2. Printed Constantinople 1291/1874, 1319/1901 (with various commentaries); Kazan 1888; Lahore 1287/1870; Delhi 1305/1888, etc.

H. Kh. v 451.

### 1517

Foll. 2-170, beginning defective; 9 × 5¼ in.; ll. 12; large ornamental naskhī, partially vocalised; first and last folios supplied in a different hand; rubrications; slightly worm-eaten; 17th century. [DELHI 705]

#### Kitāb al-Qudūrī.

Another copy of the same work.

### 1518

Foll. 181, defective both ends, lacunae after 7 and 55; 8½ × 4¼ in.; ll. 16; cursive naskhī; rubrications; copious marginal and interlinear comments; 16th century. [DELHI 706]

#### Kitāb al-Qudūrī.

Another copy, defective, of the same work.

L. A. M.

### 1519

Foll. 113, end defective; 7¼ × 5¾ in.; ll. 14; naskhī; fol. 41 f. and 56 in a different hand from the rest; rubrications; scattered marginal comments; damaged by fire; 13th century. [DELHI 707]

#### Kitāb al-Qudūrī.

Another copy of the same work, extending as far as the كتاب احياء الموات

### 1520

Foll. 227; 9¾ × 6¾ in.; ll. 17; naskhī; rubrications; a few marginal comments; margins ruled; some folios injured by insects and damp; 18th century. [DELHI 590]

#### فاتح القدوري

#### Fātiḥ al-Qudūrī.

A commentary by an author unnamed on the مسائل القدوري, i.e., apparently, the well-known *Mukhtaṣar*, the compendium of Ḥanafī furū' by al-Qudūrī. At the end of the work the compiler gives a list of his sources, which include

الهداية : الكافي : شرح الوقاية : رمز الحقائق :  
ابن الملك المفاتيح : حاشية اخى يعقوب پاشه :  
الاختيار : الايضاح : شرح كنز الدقائق : المختلف :  
المصفي : توجيه المختار : تحفة الملوك : خواهرزاده :  
المستصفي : الفصول العمادي [sic]

Beginning:

الحمد لله الذي بهم مسائل القدوري على فهم  
ذوي الافهام [و] العقول والصلوة على زمرة الانبياء  
والرسل خصوصاً على سيدنا المصطفى الخ

The kitābs comprised in the work are those of the *Mukhtaṣar*, with some slight variations.

End:

واختم الكتاب بالدعاء الماثور عن النبي عليه  
السلام... اني اسئلك اثبات على الامر واسئلك لسانا



صَادِقًا وَاسْتَلْكَ مِنْ خَيْرِ مَا تَعْلَمُ... وَاسْتَغْفِرُكَ لِمَا تَعْلَمُ  
انكذات علام العيوب حبيبي الله ونعم الوكيل الخ

No other copies appear to be recorded.  
Not noted in H. Kh.

## 1521

Foll. 394, beginning defective, uncompleted and with a lacuna at 393*b*; 10 $\frac{3}{8}$  × 6 $\frac{3}{8}$  in.; ll. 23; well-written naskhī (foll. 392*b*, 393 in nasta'liq); rubrications; worm-eaten; 17th century. [DELHI 721]

## جامع المضمرات والمشكلات

## Jāmi' al-muḍmarāt wa'l-mushkilāt.

(Also called simply *al-Muḍmarāt*.)

The latter part, containing the kitābs from *nikāh* to *farā'id*, of a commentary upon Qudūri's *Mukhtaṣar*, by Yūsuf b. 'Umar b. Yūsuf al-Ṣūfī al-Kādūrī (d. c. 800/1397; cf. Brockelmann I 175, where he is called "Qādūrī", and Suppl. p. 296, no. 9), who is called "Al-Kādūrī" in Rāmpūr, p. 183, no. 127, and was known as the "grandson of Shaikh 'Umar al-Bazzāz".

Beginning (of first complete kitāb):

كِتَاب النِّكَاحِ مِ النَّكَاحِ يَذْكُرُ وَيُرَادُ بِهِ الْعَقْدُ  
وَيُرَادُ بِهِ الْوَطَى الْحَلَالُ لِأَنَّهُ لِلْوَطَى الْخ

The passages of the original text are introduced by قوله and the kitābs of the work, set out in a prefixed table, follow those of the original.

End:

رَجُلٌ مَاتَ وَتَرَكَ أَمَّا وَأَرْبَعُ بَنَاتٍ وَخَمْسُ أَخَوَاتٍ  
لَابٍ وَأَمْرَاتَيْنِ يَصِحُّ الْمَسْئَلَةُ مِنْ مَاسِمِينَ وَأَرْبَعِينَ  
سَهْمًا مَسْئَلَةٌ لَوْ سَأَلْتَ عَنْ رَجُلٍ مَاتَ وَتَرَكَ عَمَّا...

For other copies see Rāmpūr, p. 183, no. 127; Āṣafiyah, p. 1106; Leipzig 356.  
H. Kh. v 454 f.

## 1522

4121. Foll. 1-180; 9 $\frac{1}{2}$  × 7 in.; ll. 32; rather cursive naskhī; rubrications; some injury from

damp; date 874/1469-70; copyist, Muhammad b. (?) Ubaiy b. Yahyā al-Sikandarī, a resident of Mecca. [Purchased 3 April 1925]

## Jāmi' al-muḍmarāt wa'l-mushkilāt.

Another copy of the third and fourth parts—containing the kitābs from *nikāh* to *farā'id*—of Yūsuf b. 'Umar al-Kādūrī's commentary of the *Mukhtaṣar* of Qudūri.

## 1523

Foll. 269, ends defective; lacuna after fol. 2; 10 $\frac{3}{8}$  × 7 $\frac{1}{4}$  in.; ll. 41; small, closely-written naskhī; rubrications; slightly worm-eaten; some injury from damp; date (?) 845/1441-2 (cf. fol. 60*a*). [DELHI 726]

## المبسوط

## al-Mabsūt.

Part of a work on Hanafī furū' by Shams al-Ā'immaḥ Abū Bakr Muḥammad b. Abī Sahl (Aḥmad) al-Sarakhsī (d. 483/1090; cf. Ibn Quṭlūbughā 157; Flügel, *Classen*, pp. 275 and 303; Brockelmann I 373; other dates are also given; see, for references, Brit. Mus. Suppl. p. 183*a*). The work was originally composed as a commentary on Abū 'l-Faḍl Muḥammad al-Marwazī's *Kāfi*—thus H. Kh. (v 22), who also declares that the author completed the work whilst imprisoned at Ūzjand (v 363). The present manuscript contains the end of part iv of the work (foll. 1-60), parts v-vii (foll. 61-203) and a portion of the remainder.

Beginning (first complete bāb):

بَابُ الْبَيْمِينَ فِي الْعَتَقِ قَالَ رَجُلٌ تَزَوَّجَ امْرَأَةً ثُمَّ  
قَالَ لَهَا إِذَا مَاتَ مَوْلَاكَ فَانْتِ طَالِقُ الْخ

The kitābs contained in this portion of the work are:

Fol. 2 <i>a</i> الحدود	Fol. 1 <i>a</i> (الايمان) fragmentary
Fol. 40 <i>b</i> السير	Fol. 23 <i>b</i> السرقة
Fol. 91 <i>a</i> اللقطة	Fol. 88 <i>a</i> اللقيط
Fol. 98 <i>b</i> المفقود	Fol. 94 <i>b</i> الالباق
Fol. 116 <i>a</i> الوديعه	Fol. 102 <i>a</i> الغصب
Fol. 125 <i>b</i> الشركه	Fol. 121 <i>b</i> العارية

Fol. 149a	الذبايح	Fol. 141a	الصيد
Fol. 159b	الهيئة	Fol. 154b	الوقف
Fol. 244b	الصرف	Fol. 174a	البيوع

End (as here extant):

في ثمن الثوب فكذلك اذا قبض البعض في المجلس دون البعض والله اعلم بالصواب، باب الشفعة،

For other copies see Loth 204 (part); Brit. Mus. Suppl. 276-7; Rāmpūr, p. 245, no. 505 (part iv only); Būhār II, no. 151; Cairo III, p. 108. H. Kh. v 363.

## 1524

Foll. 141; 8¼ × 4½ in.; ll. 15; naskhī, foll. 130-7 a later addition in nasta'liq; rubrications; margins ruled; scattered marginal comments in Persian; 17th century. [DELHI 1760]

### شريعة الاسلام

#### Shir'ah al-Islām.

(Known also as *Sharī'ah al-Islām.*)

A collection of rules of belief and conduct in everyday life, derived from the sunnah of the Prophet by Muḥammad b. Abi Bakr, Imām-zādah (d. 573/1177; cf. H. Kh. IV 42; Brockelmann I 375).

Beginning:

الحمد لله الذي دلنا على معرفته بالشواهد  
والاعلام الخ

The work comprises the following sections:

(1)	في التحريض على اتباع سنة سيد المرسلين
Fol. 2b	
Fol. 4a	(2) فيما ثبت بالسنة من عقائد الدين
Fol. 8b	(3) في الاخلاص
Fol. 9b	(4) في فضل العلم
Fol. 16a	(5) في فضائل القران
Fol. 16b	(6) فمن سنة العراء
Fol. 19b	(7) وما يستحب رعيته في قراءة القران الخ

Fol. 21b	(8) في آداب كتابة المصحف
Fol. 23a	(9) في تفضيل سنن الطهارة
Fol. 25a	(10) في سنن الغسل
Fol. 25b	(11) في تفضيل سنن الصلوة
Fol. 26a	(12) في الاذان
Fol. 26b	(13) في بناء المسجد
Fol. 27a	(14) في الخروج الى المسجد
Fol. 28a	(15) في ترغيب الجماعة
Fol. 28b	(16) ويؤزر قميصه
Fol. 29a	(17) في تعديل اركان الصلوة
Fol. 30b	(18) في مواظبة النفل
Fol. 31b	(19) في تفضيل يوم الجمعة
Fol. 32b	(20) في احكام العيدين
Fol. 33a	(21) في سنن الاستسقاء
Fol. 34b	(22) في سنن الذكر
Fol. 34b	(23) الصلوة على سيد الخليفة
Fol. 35a	(24) سنة الاسلام الاستغفار
Fol. 35a	(25) في سنن الدعاء
Fol. 37a	(26) في سنن الزكوة
Fol. 40a	(27) في فضائل الصيام
Fol. 42b	(28) ومن وظائف الاسلام حج البيت
Fol. 45a	(29) في سنن الاضحية
Fol. 45b	(30) في طلب الحلال
Fol. 49b	(31) في فرض الاكل
Fol. 55a	(32) في فضائل بعض الاطعمة
Fol. 58a	(33) في سنن الشراب
Fol. 59a	(34) في سنن اللبس
Fol. 64a	(35) في سنن المسكن والبناء
Fol. 65b	(36) في سنن المشي
Fol. 67b	(37) في سنن الكلام الخ
Fol. 74b	(38) في ان يكون الفراش خشنا
Fol. 78a	(39) [في سنن السفر]
Fol. 82b	(40) في آداب الصحبة
Fol. 86b	(41) في سنن المواخاة
Fol. 89b	(42) في سنن المجالسة
Fol. 91b	(43) في طلب الاستخارة

- Fol. 93*b* (44) فى ضيافة الاخوان الخ  
 Fol. 96*b* (45) فى حقوق الجار  
 Fol. 97*b* (46) فى سنن النكاح  
 Fol. 110*b* (47) فى سنن شتى  
 Fol. 111*a* (48) فى حقوق الوالدين  
 Fol. 112*b* (49) فى حقوق ذوى الارحام  
 Fol. 113*b* (50) فى حقوق المماليك  
 Fol. 115*a* (51) فى حقوق سائر الخلائق  
 Fol. 118*a* (52) ويرحم كل شى من البهائم الخ  
 Fol. 118*b* (53) فى سنن الامر بالمعروف  
 Fol. 118*b* (54) فى حقوق القضاء الخ  
 Fol. 121*b* (55) فى سنن الجهاد  
 Fol. 127*b* (56) فى سنن المومن المبتلى  
 Fol. 132*a* (57) فى سنن العيادة

End:

وقال صلى الله تعالى عليه وآله وصحبه وسلم لا  
 تسبوا الاموات فتؤذوا به الاحياء؛

For other copies see Bodl. II 82; *Āṣafīyaḥ*,  
 p. 1094; Rāmpūr, p. 214, no. 311; Berlin  
 1730-33; Petersburg 44; Asiatic Museum  
 109.

H. Kh. IV 42.

### 1525

Foll. 333, an extra folio numbered 230 comes  
 between 232 and 233;  $8\frac{1}{2} \times 6\frac{3}{8}$  in.; ll. 21; clear  
 naskhī; rubrications; passages of original text  
 overlined; scattered marginal comments; date  
 1135/1723; copyist, Ismā'il. [DELHI 1756]

### أسرار الأحكام Asrār al-aḥkām.

A commentary, completed in 1081/1670-  
 1, by Muḥammad Ya'qūb al-Banbānī, on  
 the *Shir'ah al-Islām* of Muḥammad b. Abī  
 Bakr (known as "Imam-zādah"), for which  
 see no. 1524.

Beginning:

الحمد لله الذى رفع اعلام شرعة الاسلام فكشف  
 لمن اراد التسبل اليه الخ

The commentary comprises, with some  
 small differences, the faṣls of the original text.

End:

لا تسبوا الاموات فتؤذوا به الاحياء منه اقارب  
 الاموات واحبائه هذا ما ذكره الشيخ المؤلف والله  
 سبحانه اعلم الخ

For other copies see Rāmpūr, p. 164,  
 no. 16; Bankipore XIX (i), no. 1621.

Not noted in H. Kh.

### 1526

Foll. 393, original fol. 2 missing;  $12\frac{1}{2} \times 8\frac{1}{4}$  in.;  
 ll. 21; cursive (Indian) naskhī; rubrications;  
 passages of original text overlined; worm-eaten;  
 date 1079/1668-9. [DELHI 1759]

### مفاتيح الجنان ومصابيح الجنان

### Mafātiḥ al-jinān wa-maṣābiḥ al-janān.

Another commentary, by Ya'qūb b. 'Alī  
 (d. 931/1524; cf. H. Kh. IV 42 and VI 1;  
 Brockelmann I 375, 19) on the *Shir'ah al-*  
*Islām* of Muḥammad b. Abī Bakr, Imām-  
 zādah. A list of the works used by the  
 author is given at the end of the text.

Beginning:

حمداً لمن على عباده نعمة الاسلام وجعله شرعة  
 الخ

The work comprises the same chapters as  
 the original.

End:

شرح شافيه للمولى الفاضل المعروف بجاربردى  
 اكرم الله تعالى مشويه وجعل الجنة ماويههم مع  
 كافة المومنين اجمعين الخ

For other copies see Loth 209; Brit. Mus.  
 Suppl. no. 178; Rāmpūr, p. 252, nos. 561-2;  
 Bankipore XIX (i), no. 1620; Berlin 1374-5;  
 Paris 1248-9.

H. Kh. VI 1, IV 42.



## 1527

Foll. 113;  $6\frac{3}{8} \times 5$  in.; ll. 15; good naskhī; rubrications; numerous words overlined red; copious marginal comments in middle foll.; some injury from damp and insects; date 903/1497-8.

[DELHI 682]

## المختار المفتوى

## al-Mukhtār li 'l-fatwā.

A compendious treatise on Ḥanafī furū', by Maḥmūd b. Maudūd b. al-Baldajī al-Mauṣilī (d. 683/1284; cf. Ibn Quṭlūbughā 88; Flügel, *Classen*, p. 326; Brockelmann I 382; Bankipore XIX (i), p. 167 f.). The divergent opinions of authorities other than Abū Ḥanīfaḥ are quoted.

Beginning:

الحمد لله على جزيل نعمائه احمده على جليل  
... على جميل بآياته الخ

The treatise contains the usual kitābs (each with several bābs) of a work on furū'.

End:

ومن صالح من الورثة او الغرما على شى من  
التركة... كان لم يكن تم اقسمة الباقي على سهام  
الباقيين، والله تعالى اعلم الخ

For other copies see Brit. Mus. Suppl. 282-3; Bankipore XIX (i), no. 1684; Berlin 4565-6. For a commentary on the work by its author see Loth 238.

H. *Kh.* v 436.

## 1528

Foll. 211;  $12 \times 7\frac{3}{8}$  in.; ll. 14 and 12; nasta'liq; rubrications; a number of passages overlined red; considerable injury from damp; date 1241/1825-6.

[DELHI 671]

## الهداية

## al-Hidāyah.

The first half of a commentary (*mamzūj*) by 'Alī b. Abī Bakr b. 'Abd al-Jalīl al-Farghānī al-Marghinānī (d. 593/1197; cf. Ibn Quṭlūbughā 124; H. *Kh.* VI 479;

Brockelmann I 376; Bankipore XIX (i), pp. 131 f.) on his own compendium of Ḥanafī furū', *Bidāyah al-mubtadī*.

Beginning:

الحمد لله الذى اعلى معالم العلم واعلامه واطهر  
شعائر الشرع الخ

The present manuscript comprises the following kitābs:

Fol. 27a	الصلوة	Fol. 2a	الطهارات
Fol. 120a	الصوم	Fol. 98b	الزكاة
		Fol. 139b	الحج

The scribe's colophon states that he has included the kitābs from *nikāh* to *waqf* in another volume.

End:

والاولى ان يحلها بغير المجامعة تعظيما لامر  
الحج فقط

For other copies see Loth 211-17; Brit. Mus. 196-8; Bankipore XIX (i), nos. 1629-33; *Āṣafiyah*, p. 1110; Berlin 4488-9. Printed Calcutta 1234. Translated (from a Persian version) by C. Hamilton, London 1791; 2nd edition by C. Grady, London 1870.

H. *Kh.* VI 479.

## 1529

Foll. 180 (in two parts, 1-74, 76-180), 75 blank and lacuna between 178 and 179;  $13\frac{3}{8} \times 8\frac{1}{4}$  in.; ll. 22; nasta'liq; rubrications; margins ruled; each part has a neatly executed and coloured 'unwān; 18th century. [DELHI 747]

## al-Hidāyah.

Another copy of part of the work by 'Alī b. Abī Bakr al-Farghānī al-Marghinānī. It contains the kitābs from *tahārah* to *waqf*.

## 1530

Foll. 352, beginning defective;  $11\frac{5}{8} \times 7\frac{3}{8}$  in.; ll. 17; Persian naskhī; rubrications; margins ruled; 18th century. [DELHI 748]

**al-Hidāyah.**

Another copy of part of the work by 'Alī b. Abī Bakr al-Farghānī, containing the kitābs from *buyū'* (defective) to *khunthā*.

**1531**

Foll. 326;  $12\frac{1}{2} \times 6\frac{1}{4}$  in.; ll. 17; naskhī; rubrications; margins ruled; scattered marginal and interlinear comments; 19th century. [DELHI 749]

**al-Hidāyah.**

Another copy of the first part of the work by 'Alī b. Abī Bakr al-Farghānī, containing the kitābs from *ṭahārah* to *waqf*.

**1532**

Foll. 227;  $10\frac{1}{8} \times 7$  in.; ll. 21–22; small naskhī, with additions in a larger hand; rubrications; copious marginal and interlinear comments; 19th century. [DELHI 750]

**al-Hidāyah.**

Another copy of a part of the work by 'Alī b. Abī Bakr al-Farghānī, containing the kitābs from *buyū'* to *khunthā*.

**1533**

Foll. 212;  $12\frac{1}{4} \times 8$  in.; ll. 19; neatly-written nasta'liq; rubrications; scattered marginal and interlinear comments; date 1235/1820.

[DELHI 751]

**al-Hidāyah.**

Another copy of the earlier part of the work by 'Alī b. Abī Bakr al-Farghānī, containing the kitābs from *ṭahārah* to *waqf*. A table of contents is prefixed.

**1534**

Foll. 401;  $11 \times 6\frac{5}{8}$  in.; ll. 17; Persian naskhī (some folios in a larger hand than the rest); rubrications; margins ruled; copious marginal and interlinear comments; date 1080/1669.

[DELHI 752]

**al-Hidāyah.**

Another copy of the latter part of the work by 'Alī b. Abī Bakr al-Farghānī, containing the kitābs from *buyū'* to *khunthā*. A table of contents is prefixed.

**1535**

Two vols., foll. 93 and 134 respectively;  $12\frac{1}{2} \times 8\frac{5}{8}$  in.; ll. 21; naskhī; rubrications; scattered marginal comments; 19th century. [DELHI 753 i, ii]

**al-Hidāyah.**

Another copy of the early portion of the work by 'Alī b. Abī Bakr al-Farghānī, containing (i) the kitābs from *ṭahārah* to *ḥajj* and (ii) those from *nikāh* to *waqf*.

**1536**

Foll. 397;  $10\frac{1}{8} \times 7\frac{1}{8}$  in.; ll. 17; coarse (Indian) nasta'liq; rubrications; copious marginal comments; 19th century. [DELHI 754]

**al-Hidāyah.**

Another copy of the latter part of the work by 'Alī b. Abī Bakr al-Farghānī, containing the kitābs from *buyū'* to *khunthā*.

**1537**

Foll. 265; end defective;  $10\frac{3}{8} \times 6\frac{1}{4}$  in.; ll. 17; Indian nasta'liq in more than one hand; rubrications (many omitted); scattered marginal and interlinear comments; worm-eaten; 18th century, but many later sections included. [DELHI 755]

**al-Hidāyah.**

Another copy of the latter part of the work by 'Alī b. Abī Bakr al-Farghānī, containing the kitābs from *ṭahārah* to *aimān*.

**1538**

Foll. 144;  $11\frac{5}{8} \times 8\frac{1}{4}$  in.; ll. 26; inelegant naskhī; rubrications; frequent marginal and interlinear comments; 19th century. [DELHI 756]

**al-Hidāyah.**

Another copy of the earlier part of the work by 'Alī b. Abī Bakr al-Farḡhānī, containing the kitābs from *ṭahārah* to *waqf*.

**1539**

Foll. 1+216, table of contents wrongly inserted after fol. 1, foll. 1 *bis* and 7 to be transposed, lacuna after 32;  $12\frac{1}{4} \times 8\frac{1}{4}$  in.; ll. 19 and 14; small, cursive nasta'liq changing to inelegant naskhī; numerous marginal and interlinear comments; 18th century. [DELHI 757]

**al-Hidāyah.**

Another copy of the earlier portion of the work by 'Alī b. Abī Bakr al-Farḡhānī, containing the kitābs from *ṭahārah* to *waqf*.

**1540**

Foll. 258;  $8\frac{1}{8} \times 7\frac{3}{4}$  in.; ll. 15; spidery nasta'liq; rubrications; copious marginal and interlinear comments; date 1101/1690. [DELHI 758]

**al-Hidāyah.**

Another copy of the earlier portion of the work by 'Alī b. Abī Bakr al-Farḡhānī, containing the kitābs from *ṭahārah* to *waqf*.

**1541**

Foll. 309, end defective;  $12\frac{3}{4} \times 6\frac{5}{8}$  in.; ll. 15; large nasta'liq; rubrications; numerous marginal and interlinear comments; 18th century. [DELHI 759]

**al-Hidāyah.**

Another copy of part of the work of 'Alī b. Abī Bakr al-Farḡhānī, containing the kitābs from *buyū* to *ghaṣb*.

**1542**

Foll. 155, end defective;  $12 \times 7\frac{3}{4}$  in.; ll. 14; nasta'liq; rubrications; 19th century. [DELHI 760]

**al-Hidāyah.**

Another copy of part of the work by 'Alī b. Abī Bakr al-Farḡhānī, containing the kitābs from *buyū* to *iqrār*.

**1543**

Foll. 216;  $10\frac{7}{8} \times 7\frac{7}{8}$  in.; ll. 13; cursive Indian naskhī; rubrications; marginal comments, copious on some folios; date 1208/1793-4. [DELHI 761]

**al-Hidāyah.**

Another copy of part of the work by 'Alī b. Abī Bakr al-Farḡhānī, containing the kitābs from *bai*' to *ghaṣb*.

**1544**

Foll. 271, ends defective—a copy made up of parts from a number of others;  $12\frac{1}{4} \times 8\frac{1}{8}$  in.; ll. 11 and 19; naskhī in a variety of hands; rubrications; later margins ruled; 19th century. [DELHI 762]

**al-Hidāyah.**

Another copy of the earlier portion of the work by 'Alī b. Abī Bakr al-Farḡhānī, containing the kitābs from *zakāh* to *luqṭah*.

**1545**

Foll. 111, end defective, first folio injured;  $11\frac{3}{8} \times 7$  in.; ll. 23; naskhī; rubrications; damaged by insects and damp; 14th century. [DELHI 763]

**al-Hidāyah.**

Another copy of the earlier portion of the work by 'Alī b. Abī Bakr al-Farḡhānī, containing the kitābs from *ṭahārah* to *haji*.

**1546**

Foll. 105;  $10\frac{7}{8} \times 7$  in.; ll. 18; naskhī; rubrications; copious marginal and interlinear comments; 18th century. [DELHI 764]



**al-Hidāyah.**

Another copy of the earlier portion of the work by 'Alī b. Abī Bakr al-Farḡhānī, containing the kitābs from *ṭahārah* to *hajj*.

**1547**

Foll. 367, ends defective;  $10\frac{3}{8} \times 6\frac{3}{4}$  in.; ll. 20 and 21; angular nasta'liq; earlier and later folios in a variety of naskhī hands; rubrications; copious marginal comments; worm-eaten; 18th century. [DELHI 766]

**al-Hidāyah.**

Another copy of the latter part of the work by 'Alī b. Abī Bakr al-Farḡhānī al-Marghinānī, containing the kitābs from *buyū'* to *khunthā*.

**1548**

3864. Foll. 326, beginning defective;  $9\frac{1}{8} \times 6\frac{1}{4}$  in.; ll. 19; fair naskhī, the first 48 folios in a much later hand than the rest; rubrications; copious marginal comments; date 723/1323 (first 48 folios probably 18th century).

[Purchased 1 November 1921]

**al-Hidāyah.**

Another copy of part of the work by Burhān al-Dīn al-Marghinānī, containing the kitābs from *ṭahārah* to *waqf*. The introduction is lacking.

**1549**

Foll. 299 (foll. 119 and 127 are blank and mark lacunae);  $10 \times 6\frac{1}{8}$  in.; ll. 21; small clear naskhī; rubrications; parts worm-eaten and last folios damaged by damp; date 1066/1656. [DELHI 524]

حاشية على الهداية

**Hashiyah 'alā al-Hidāyah.**

Glosses on the *Hidāyah*. According to the colophon the work is by Ḥamīd al-Dīn al-Ḍarīr, seeming to indicate Ḥamīd al-Dīn 'Alī ibn Muḥammad al-Ḍarīr al-Bukhārī who died in 666/1268 (Ibn Quṭlūbughā, no. 136) or the following year (H. Kh. vi 481) and was one of the earliest com-

mentators of the *Hidāyah*. His work, according to H. Kh., was in two parts and called *al-Fawā'id*, but of this the present work contains no indication.

Beginning:

الحمد لله رب العالمين والعاقة للمتقين والصلوة  
على محمد واله السابقين الطاهرين اجمعين

Then follow without any other preface the kitābs of a work of furū', the passages of the *Hidāyah* being introduced throughout by قوله.

End:

واقوى الحالتين صغر الورثة واقوى الوصيين وصى  
الاب والجد واصعف الحالتين كبر الورثة

No other copies appear to be recorded.  
H. Kh. vi 481 (?).

**1550**

Foll. 464, defective at both ends;  $8\frac{3}{4} \times 5\frac{3}{4}$  in.; ll. 19; sprawling naskhī; rubrications; scattered marginal comments; injured by damp; 17th century. [DELHI 634]

[فتح القدير]

**[Fath al-qadīr.]**

Part of a commentary upon the *Hidāyah*. Title and author's name are both lacking, but the label on the cover and a note on fol. 1 declare it to be the *Fath al-qadīr*, and this would appear to be correct. The author is Kamāl al-Dīn Muḥammad b. 'Abd al-Wāhid al-Siwāsī (d. 861/1457; cf. H. Kh. iv 374; Ibn Quṭlūbughā, p. 75; Brockelmann I 377, no. 10 and II 225).

Beginning (as here extant):

ان يتعن لما يقع به المواحة بها الا ترى ان  
اللحم مشتق من الاتحام الخ

The passages of the original text are introduced by قوله, the first (fol. 4a) being:

اتموا اعلم ان حمل الصيام على نفس الامسك  
متعذر غاية ما يمكن الخ

The work begins with the *kitāb al-tahārah* and contains also the following *kitābs*, each with several *bābs*:

Fol. 329 <i>a</i> [باب] الزكوة	Fol. 109 <i>b</i> الصلوة
Fol. 382 <i>b</i> فروض الحج	Fol. 355 <i>b</i> الصور
	Fol. 464 <i>b</i> النكاح

End (last complete section):

كتاب النكاح النكاح فى اللغة الضم يقال انكحها  
القرى [?]... ثم... الوطى لوجود الضم فيه الخ

For other copies see Bankipore XIX (i), nos. 1643-9; Rāmpūr 421-5; Āṣafiyāḥ, p. 1096; As. Soc. Bengal (1904), p. 17; Paris 850; Cairo III, p. 94. Lithographed with the *Hidāyah*, Lucknow 1875.

H. Kh. IV 374.

### 1551

Foll. 147, end defective;  $12\frac{3}{4} \times 8\frac{1}{4}$  in.; ll. 21; nasta'liq; rubrications; 19th century.

[DELHI 635]

#### [Fath al-qadīr.]

The first part of the *kitāb al-buyū'* from a commentary on a work upon *furū'*, which, according to a statement on the fly-leaf, is Ibn al-Humām's *Fath al-qadīr*, for which see no. 1550. This identification appears to be correct. The plan of the work is that general statements are followed as a rule by practical instances headed *من الفروع* or *فرع*.

Beginning:

كتاب البيوع عرف ان مشروعات الشارع منقسمة  
الى حقوق الله تعالى خالصة وحقوق العباد الخ

Passages of the original text, the *Hidāyah*, are introduced by *قوله*.

The *bābs* comprised in this portion of the work are as follows:

Fol. 36 <i>a</i> خيار الروية	Fol. 21 <i>b</i> خيار الشرط
Fol. 60 <i>b</i> البيع الفاسد	Fol. 42 <i>a</i> خيار العيب
Fol. 92 <i>b</i> المزابحة الخ	Fol. 89 <i>b</i> الاقالة
Fol. 116 <i>a</i> الحقوق	Fol. 103 <i>a</i> الربا

L. A. M.

Fol. 117*a*

(Fol. 120*a*)

الاستحقاق

(فصل فى بيع الفضولى)

End (as here extant):

وذكر فخر الاسلام وغيره ان قولهما قياس وقول  
ابى يوسف هو... .

### 1552

Foll. 546, end defective;  $10\frac{1}{2} \times 5\frac{3}{4}$  in.; ll. 21; clear but rather ornamental *naskhī*; first folio in nasta'liq; passages of original text overlined; worm-eaten; 17th century. [DELHI 513]

#### جامع الرموز

#### Jāmi' al-rumūz.

A commentary (*mamzūj*) on the *Mukhtaṣar al-Wiqāyah* of 'Ubaid Allāh ibn Mas'ūd ibn Tāj al-Sharī'ah (referred to in the preface of the present work as *ذو التنقيح* ذو التنقيح (والتوضيح). The author is Shams al-Dīn al-Khurāsānī al-Quhistānī, who completed his work after 2½ years' labour in 941/1534-5 and whose death-date is variously given as 962 or 950 (cf. H. Kh. VI 374; Bankipore XIX (i), p. 157; Brockelmann I 377).

Beginning:

الحمد لله الذى فضلنا بتعليم اصول مبسوط الجامع  
الكبير من الاحكام الخ

Few chapter-headings are given.

End (as here extant):

والثانية خيانة سرقة وعن الحسن لا يقدر الوصى  
ان يقدر ولو كان... .

For other copies see Loth 237; Bankipore XIX (i), no. 1672; Rāmpūr, p. 181; Būhār II 158; Āṣafiyāḥ, p. 1080. Printed (ed. W. Nassau Lees) Calcutta 1858, Constantinople 1289, Kazan 1890.

H. Kh. VI 374.

### 1553

Foll. 439;  $10\frac{1}{2} \times 6\frac{3}{8}$  in.; ll. 22; nasta'liq but with numerous folios in *naskhī*; rubrications; some marginal comments; paper poor and badly worm-eaten; 18th century. [DELHI 514]

**Jāmi' al-rumūz.**

Another copy of the work by Shams al-Dīn Muḥammad al-Khurāsānī. In the present manuscript the end and the author's colophon are given, as follows:

وهذا اوان فراغى بحمد الله تعالى على تواتر نعاء  
كثيرة عن قبض ما هو العمل لغفران سيات الفقيرة [?]  
يوم التروية لسنة احدى واربعين وتسع مائة من  
الهجرة النبوية على صاحبها افضل السلام والتحية  
الخ

**1554**

Foll. 221, ends defective;  $9\frac{1}{4} \times 6\frac{3}{4}$  in.; ll. 21; coarse (Indian) naskhī; rubrications; passages of original text in red; worm-eaten; earlier folios damaged; 18th century. [DELHI 765]

**[شرح الهداية]****[Sharḥ al-Hidāyah.]**

A commentary upon part of al-Farḡhānī's *Hidāyah*, covering the kitābs from *bai'* to *adab al-qādī*. Title and author's name are both lacking.

Beginning (of *kitāb al-bai'*):

البيع يتعقد يحصل او يلزم بالايجاب هو عبارة عما  
يتقدم من احد العاقدين الخ

End (as here extant):

فهذه ايضا عما فيه من الحاجة اليه عن ابن عمر  
رضى الله عنهما انه كان اذا سافر استصحب رجلا  
سمى الابد فقيل له فى ذلك...

H. Kh. (?).

**1555**

Foll. 152 (new number 137 is also numbered 138);  $10 \times 5\frac{1}{4}$  in.; ll. 20; naskhī; rubrications; some folios damaged by insects; 18th century. [DELHI 528]

A fragmentary *hāshiyah* dealing with a portion of the *kitāb al-ṭalāq* of a work on *furū'*, probably the *Hidāyah*. The author's name does not appear.

Beginning (of the first complete paragraph):

قوله اولى ان يصلح عوضا لغير المتقوم وهو البضع  
حال الخروج بخلافه حاله الدخول فانه متقوم وعن  
هذا جاز تزويج الاب ابنه الصغير الخ

The passages of the original text are introduced by قوله. The chapter-headings marked are the following:

Fol. 23b	باب اللعان	Fol. 11b	باب الظهار
Fol. 33a			باب العين وغيره
Fol. 55b	باب ثبوت الشب	Fol. 36b	باب العدة
Fol. 88b	كتاب العتاق	Fol. 67a	باب النفقة
Fol. 100b			باب العبد يعتق بعضه
Fol. 114a			باب عتق احد العبدین
Fol. 124b			باب الحلف بالعتق
Fol. 128a			باب العتق على جعل
Fol. 134b			باب التدبير

End (i.e. the last complete paragraph):

قوله ويرث الابن من كل منهما ميراث ابن  
كامل لانه له بميراثه كله حيث ادعى انه ابنه الخ

**1556**

Foll. 286 in two parts, 1-179, 180-286—Arabic foliation 38-234, 236-442;  $11\frac{1}{2} \times 8\frac{1}{2}$  in.; ll. 26; naskhī; rubrications; margins ruled; second part has an indifferently coloured 'unwān; 17th century. [DELHI 529]

Portion of a commentary, lacking beginning and end, on the first two parts of a work on *furū'*, probably the *Hidāyah*. The author's name does not appear. This is not the same work as is contained in no. 1555.

Beginning (of the first complete section):

قوله فلا معنى لاشتراط غيره كاستعمال القسط  
والشث ونحوه على ما شرط الشافعى مع زعما منه  
ان الترتيب الخ

Passages of the original text are introduced by قوله, objections by the formula

قلت and the answers by اجيب, while many chapters are ended with والله اعلم. The following are the kitābs comprised in the book:

Fol. 1 (defective at beginning)	الطهارة
Fol. 140b الحج	Fol. 36b الصلوة
Fol. 277b الحدود	Fol. 181b النكاح

End:

قوله ومن ابى امرأة اى امره احسمه اذ لو فعل هذا باخته او بزوجه بنكاح صحح او فاسد لا يحد الخ

### 1557

Fol. 327—lacks beginning as far as original fol. 62 except fol. 55;  $11\frac{3}{8} \times 8\frac{3}{8}$  in.; ll. 25; written in a variety of hands, naskhī and nasta'liq; rubrications almost entirely lacking; date 1180/1766-7. [DELHI 530]

Part of a commentary on a work on furū', probably the *Hidāyah*, not identical with that contained in no. 1555. The author's name does not appear.

Beginning (as here extant):

فلانه صلى الله عليه وسلم وآله واصحابه اجمعين  
سمى الرطب تمرا جا من احدى رطبا فقال او كل  
تمر خير هكذا او بيع التمر بمثله جائز الخ

The following chapter-headings appear:

Fol. 74a	باب الاختلاف فى الشهادة
Fol. 77a	باب الشهادة على الشهادة
Fol. 79a	كتاب الرجوع من الشهادة

End:

ويويده ان الرجل اذا لم يكن معه الا ثوب نجس  
يتعش... يجوز بالتحرى حالة الاشتباه اولى والله  
اعلم بالصواب

### 1558

Fol. 424, beginning and end defective;  $10\frac{1}{2} \times 7\frac{1}{2}$  in.; ll. 35; small regular naskhī; rubrications; passages of original text overlined; much damaged by insects and damp; 16th century. [DELHI 615]

A commentary—title and author's name both lacking—upon a work on furū', apparently the *Hidāyah*, as indicated by the title-page and the order of the contents. The comments are frequently of a trivial nature.

Beginning (of the first complete section, fol. 9a):

باب ما يجوز للمكاتب ان يفعل... لما بين احكام  
الكتابة بنوعها شرع فى بيان ما يجوز للمكاتب ان  
يفعله وما لا يجوز الخ

The following kitābs are comprised in the work:

Fol. 36b الاكراه	Fol. 27b [?] الولايه
Fol. 58a الماذون	Fol. 45b الحجر
Fol. 107b القسمة	Fol. 75b الشفعة
Fol. 136a المساقاة	Fol. 126b المزارعة
Fol. 162b الاضحية	Fol. 139b الذبايح
Fol. 266a الصيد	Fol. 178a الكراهية
Fol. 312a الجنابات	Fol. 281a الرهن
	Fol. 333a الديات

The last kitāb is on وصايا but lacks the heading.

End (last complete section extant, fol. 419a):

فى بيان احكام الخنثى اى هذا فصل فى بيان  
احكام الخنثى قال الاكمل... الفصل انما يذكر  
لقطع شى [sic] من شى الخ

No other copies appear to be recorded.

H. Kh. ?

### 1559

Fol. 4;  $9\frac{1}{2} \times 6\frac{1}{4}$  in.; ll. 13; inelegant nasta'liq; rubrications; some interlinear comments; injured by insects and damp; 19th century. [DELHI 587]

وقاية الرواية فى مسائل الهداية  
Wiqāyah al-riwāyah fī masā'il  
al-Hidāyah.

A fragment, comprising the earlier chapters without the introduction, of the epitome



compiled by Burhān al-Sharī'aḥ, Maḥmūd b. Ṣadr al-Sharī'aḥ al-Auwal 'Ubaid Allāh al-Maḥbūbī from the *Hidāyah*, a well-known treatise of Ḥanafī furū' by Burhān al-Dīn. The author's exact date is unknown but he was a scholar of the 7th century of the Hijrah (cf. Ibn Qutlūbughā, p. 115, n. 378; Berlin Catalogue 4546).

Beginning (as here extant):

قال الله تعالى يا ايها الذين امنوا اذا قمتم الى الصلوة [sic] فاغسلوا وجوهكم [sic] الآيه ففرض الوضوء غسل الوجه من الشعر الى الاذن واسفل الذقن الخ

Chapter-headings are provided as follows:

Fol. 2b باب المسح على الحميم  
Fol. 3b باب الانجاس Fol. 3a باب الحيض  
Fol. 4b باب الاذان Fol. 4b كتاب الصلوة

End (as here extant):

باب الاذان هو سنة للفرايض فحجب في وقتها فيعاد... ويؤذن عالمها بالاوقات لينال الصواب مستقبلا القبلة... ويتوسل فيه بلا لحن وترجيع ويحول وجهه في الحيعلتين يمنة ويسرة ويستدير...

For other copies see Brit. Mus. Suppl. 285; Bankipore XIX (i), no. 1653; Aṣafīyah, p. 1110; Berlin 4546-7 (cf. 4505 and Cairo III, p. 148).

H. Kh. VI 458.

### 1560

Foll. 124, beginning defective;  $7 \times 4\frac{1}{2}$  in.; ll. 11; nasta'liq; rubrications; copious comments in a number of margins; foll. 37-44 on coloured paper; worm-eaten; 17th century. [DELHI 743]

#### Wiqāyah al-riwāyah.

Another copy of the work by Maḥmūd b. Ṣadr al-Sharī'aḥ.

### 1561

Foll. 122;  $9\frac{7}{8} \times 6$  in.; ll. 10; small nasta'liq, partially vocalised; rubrications; numerous marginal and interlinear comments; date 1225/1810. [DELHI 581]

### النقاية al-Nuqāyah.

An epitome of his grandfather's (Maḥmūd b. Ṣadr al-Sharī'aḥ's) compendium of Ḥanafī furū', the *Wiqāyah*, by Ṣadr al-Sharī'aḥ al-Thānī, 'Ubaid Allāh b. Mas'ūd b. Tāj al-Sharī'aḥ (d. 747/1346; cf. under 1463 *supra*).

Beginning:

الحمد لله رافع اعلام الشريعة الغراء جعلها شجرة اصلها ثابت وفرعها في السماء الخ

There are 37 chapters in the work, following the ordinary kitābs of a work of furū'.

End:

مسائل شتى كتابة الاخرس وايماءه بما يُعرف به نكاحه وطلاقه وبيعه وشراؤه وقوده كالبيان ولا يُحدّ وقالوا اللسان [?] ان... ذلك وعلم اشارته [sic] فكذا في غير مدبوحة فيها مية هي اقل تحرى واكل في الاختيار

For other copies see Loth 234-5; Bankipore XIX (i), nos. 1665-6; Aṣafīyah, p. 1110; Rāmpūr 535-41; Berlin 4562. Printed Kazan 1290, Lucknow 1884.

H. Kh. VI 373.

### 1562

Foll. 71, lacuna between 16 and 17;  $9\frac{3}{4} \times 7\frac{1}{8}$  in.; ll. 11; naskhī in a variety of hands; rubrications; most folios with copious interlinear and marginal notes; damaged by rodents, etc.; 17th century. [DELHI 689]

#### Mukhtaṣar al-Wiqāyah.

Another copy, defective, of the *Nuqāyah*.

### 1563

Foll. 6, defective;  $9\frac{3}{8} \times 6$  in.; ll. 16, 9 and 8; irregular nasta'liq; 19th century. [DELHI 690]

#### Mukhtaṣar al-Wiqāyah.

Another copy, of the earliest part only, of the *Nuqāyah*.

## 1564

Foll. 13-130;  $8\frac{3}{8} \times 4\frac{7}{8}$  in.; ll. 9; cursive naskhī; rubrications; copious marginal and interlinear comments; 17th century. [DELHI 685c]

**Mukhtaṣar al-Wiqāyah.**

Another copy of the *Nuqāyah*, preceded by a table of contents.

## 1565

Foll. III;  $11\frac{1}{8} \times 7\frac{1}{2}$  in.; ll. 10; naskhī, first and last folios in a hand different from the rest; rubrications; scattered marginal comments; slightly worm-eaten; 18th century. [DELHI 686]

**Mukhtaṣar al-Wiqāyah.**

Another copy of the *Nuqāyah*.

## 1566

Foll. 9-112, transpose 40 and 41;  $9\frac{1}{8} \times 4\frac{3}{4}$  in.; ll. 13; naskhī, in a variety of hands; rubrications; numerous marginal and interlinear comments in earlier folios; 17th century. [DELHI 687b]

**Mukhtaṣar al-Wiqāyah.**

Another copy of the *Nuqāyah*.

## 1567

Foll. 104;  $6\frac{3}{8} \times 4$  in.; ll. 9; nasta'liq; rubrications; copious marginal and interlinear comments in both Arabic and Persian; 18th century. [DELHI 688]

**Mukhtaṣar al-Wiqāyah.**

Another copy of the *Nuqāyah*.

## 1568

Foll. 314;  $11\frac{1}{2} \times 8\frac{5}{8}$  in.; ll. 7; large handsome naskhī; rubrications; copious interlinear comments in earlier folios; slightly worm-eaten; date 1082. [DELHI 684]

**Mukhtaṣar al-Wiqāyah.**

Another copy, well and correctly written, of the *Nuqāyah*.

## 1569

Foll. 170;  $12\frac{3}{8} \times 8\frac{3}{4}$  in.; ll. 36 and 42; cramped naskhī with some folios in small nīm-shikastah; rubrications; passages of the original text overlined red; occasional comments in margins; some damage by insects and damp; date 1112/1700. [DELHI 561]

## شرح مختصر الوقاية

**Sharḥ Mukhtaṣar al-Wiqāyah.**

A commentary (*mamzūj*) on the *Nuqāyah*, Ṣadr al-Sharī'ah's abridgement of the *Wiqāyah*, by 'Abd al-'Alī b. Muḥammad b. Ḥusain al-Birjandī (d. ? 932/1525; cf. Brockelmann I, 377 (f), Bankipore XIX (i), p. 156).

Beginning:

اجناس الحمد لله العزيز الكافي المحيط علمه  
الوافى بالاسرار والمضمرات الخ

The work comprises the 37 kitābs of the original, from كتاب الطهارة to كتاب الخنثى.

End:

بخلاف ما اذا كانا نصفين او كانت الميئة اغلب  
فانه لا ضرورة في ذلك حتى تصير سبباً للاباحة

For other copies see Rāmpūr, nos. 283-4; Bankipore XIX (i), no. 1671. Printed Lucknow, 4 vols., 1301/1885.

H. Kh. VI 374.

## 1570

Foll. 347;  $10 \times 7\frac{1}{2}$  in.; ll. 26-36; carelessly written naskhī; rubrications; copious marginal, interlinear and inset comments; some damage from damp; (written at Bukhārā) date 1001/1593. [DELHI 562]

**Sharḥ Mukhtaṣar al-Wiqāyah.**

Another copy of the commentary on the *Nuqāyah*, by 'Abd al-'Alī b. Muḥammad al-Birjandī.

## 1571

Foll. 316, end defective;  $10\frac{1}{2} \times 5\frac{3}{4}$  in.; ll. 23; naskhī; rubrications; margins ruled; illuminated 'unwān; 18th century. [DELHI 563]

**Sharḥ Mukhtaṣar al-Wiqāyah.**

Another copy of the commentary on the *Nuqāyah*, by 'Abd al-'Alī b. Muḥammad al-Birjandī.

1572

Foll. 222;  $9\frac{3}{8} \times 5\frac{3}{8}$  in.; ll. 19; naskhī; rubrications; worm-eaten; 18th century. [DELHI 564]

شرح النقاية مختصر الوقاية

**Sharḥ al-Nuqāyah Mukhtaṣar al-Wiqāyah.**

A commentary, here incomplete, by 'Alī b. (Sulṭān) Muḥammad al-Qārī al-Harawī (d. 1014/1605; cf. Brockelmann II 394) on 'Ubad Allāh b. Mas'ūd b. Tāj al-Sharī'ah's *Nuqāyah*. The work, which Ḥ. Kh. (VI 375) calls فتح باب العناية لشرح كتاب النقاية was completed at Mecca in 1003/1595.

Beginning:

الحمد لله الذى جعل العلماء ورثة الانبياء وخلصنا  
الاولياء الذين يدعونهم ملايكة السماء والسمك فى  
الماء والطير فى الهواء الخ

The present copy contains only the كتاب (fol. 5b), the كتاب الصلوة (fol. 67b) and part of the كتاب الزكوة (fol. 215b).

End (as here extant):

ان لا اخذ فيما بين ذلك شياً الا يبلغ مستناً [sic]  
وجزعا وقال ان الاوقاص لا فريضة فيها اتبى الا ان  
سلمة...

For another copy see Aṣafīyah, p. 1096.  
Ḥ. Kh. VI 375.

1573

Foll. 318;  $10\frac{1}{8} \times 7\frac{1}{4}$  in.; ll. 25, 26; naskhī in more than one hand, points sometimes omitted; rubrications; passages of original text overlined; worm-eaten in places; 17th century.

[DELHI 565]

شرح مختصر الوقاية

**Sharḥ Mukhtaṣar al-Wiqāyah.**

A commentary (*mamsūj*) on the *Nuqāyah*, by Abū 'l-Makārim b. 'Abd Allāh b. Muḥammad, who completed the work in 907/1501.

Beginning:

نحمدك يا من شرع لنا احكام الدين وهدانا  
بفضله العميم الى الصراط المستقيم الخ

The kitābs marked are those of the *Nuqāyah*.

End:

ويتيمم عنده اختلافا للشافعى رحمهما الله لان  
التراب يعوم معام الماء فلا ضرورة فى التحرى كذا  
فى الكاوى والهداه والله اعلم وهذا اخر ما وفعى  
الله الكريم لتاليه وترتيبه الخ

For other copies see Loth 236, Bankipore XIX (i), nos. 1668-70, As. Soc. Bengal (1904), p. 16.

Ḥ. Kh. VI 375.

1574

Foll. 5a-169a;  $9\frac{1}{2} \times 6\frac{3}{8}$  in.; ll. 20; inelegant naskhī; passages of original text overlined; rubrications; copious marginal comments; date [1]123/1711. [DELHI 566]

شرح مختصر الوقاية

**Sharḥ Mukhtaṣar al-Wiqāyah.**

The latter part of a commentary on the *Nuqāyah*, by Maḥmūd b. Ilyās al-Rūmī. The work was completed in 851/1447.

Beginning (of the present portion):

كتاب البيوع وهو فى اللغة تملك المال بالمال  
وفى الشرع مبادلة مال متقوم بمال متقوم الخ

The manuscript comprises the part of the work from the *kitāb al-buyū'* to the end, *kitāb al-waṣāyah*.

End:

وهذا لان القليل لا يمكنه التحرز عنه ويتعذر  
الامتناع عنه فصار عفوا عافا [sic] الله تع' عنا  
سياتنا ومما طفى القلم في تحرير شرحنا هذا'

For other copies see Rāmpūr, nos. 252-9.  
Printed Delhi 1314-15/1896-7.  
H. Kh. vi 374.

### 1575

Foll. 199 (fol. 18a blank);  $13\frac{3}{8} \times 7\frac{3}{4}$  in.; ll. 19;  
naskhī; rubrications; passages of the original  
text overlined; some marginal comments; slightly  
worm-eaten; 18th century. [DELHI 567]

#### Sharḥ Mukhtaṣar al-Wiqāyah.

Another copy of the latter part of the  
commentary by Maḥmūd b. Ilyās al-Rūmī  
upon the *Nuqāyah*.

### 1576

Foll. 107 (end folios lacking);  $12\frac{1}{2} \times 8$  in.; large,  
coarsely written naskhī; text of original over-  
lined; numerous marginal and inset comments;  
badly worm-eaten; 18th century. [DELHI 569]

#### شرح مختصر الوقاية

#### Sharḥ Mukhtaṣar al-Wiqāyah.

A commentary by an author unnamed  
on the *Nuqāyah* of Ṣadr al-Sharī'aḥ.

Beginning:

الحمد لله الذى الشريعة [sic] شجرة اصولها  
ثابت [sic] وفرعها فى السما يهدى بنورها التربة الخ

No chapter-headings are provided. The  
last portion of the work deals with عتق.

End (as here extant):

وفى آخر... ان اشترى عبدا ومات ابي السيد لير  
يعتق لان الآخر اسر الفرد لا حق ولا سابق له...

No other copies appear to be recorded.  
Not noted in H. Kh.

### 1577

Foll. 352;  $10\frac{1}{2} \times 5\frac{1}{4}$  in.; ll. 21; small neat naskhī;  
rubrications; marginal and interlinear comments  
on most folios; slightly worm-eaten; 17th century.  
[DELHI 571]

#### شرح الوقاية

#### Sharḥ al-Wiqāyah.

A commentary by Ṣadr al-Sharī'aḥ al-  
Thānī, 'Ubaid Allāh b. Mas'ūd b. Tāj  
al-Sharī'aḥ (d. 747/1346; cf. H. Kh. ii 315;  
Brockelmann ii 214; Bankipore xix (i),  
p. 20), on the *Wiqāyah al-Riwāyah* of his  
grandfather Maḥmūd b. Ṣadr al-Sharī'aḥ.  
From close association with its author's own  
title, the commentary was sometimes called  
after him *Ṣadr al-Sharī'aḥ* (H. Kh. vi 460).  
The work is additional to the *Nuqāyah*, the  
author's epitome of the *Wiqāyah*.

Beginning:

الْحَمْدُ لِلَّهِ رَبِّ الْعَالَمِينَ وَالصَّلَاةُ عَلَى رَسُولِهِ خَيْرٌ  
خَلَقَهُ مُحَمَّدٍ وَآلِهِ أَجْمَعِينَ يَقُولُ الْعَبْدُ الْمُتَوَسِّلُ إِلَى  
اللَّهِ الْخ

A table of contents is provided at the  
beginning of the manuscript.

End:

واسواق المسلمين لا تخلو عن المسروق والمغصوب  
والمحرّم ومع ذلك يباح تناول اعتمادا على الغالب'

For other copies see Loth 221-30; Brit.  
Mus. Suppl. 287; Aṣafiyaḥ, p. 1092; Banki-  
pore xix (i), nos. 1654-7; Rāmpūr 304-9.  
Printed Delhi 1271, Lucknow 1883, etc.

H. Kh. vi 460.

### 1578

Foll. 281;  $11\frac{1}{2} \times 6\frac{3}{4}$  in.; ll. 21; naskhī; rubrica-  
tions; some marginal comments; margins ruled;  
illuminated 'unwān; 17th century (fly-leaf bears  
a seal with date 1149/1736). [DELHI 572]

#### Sharḥ al-Wiqāyah.

Another copy of Ṣadr al-Sharī'aḥ's com-  
mentary on the *Wiqāyah*.



## 1579

Foll. 223;  $9 \times 5\frac{3}{4}$  in.; ll. 25; small neat naskhī, partially vocalised; rubrications; copious marginal and interlinear comments; margins ruled; 17th century. [DELHI 573]

**Sharḥ al-Wiqāyah.**

Another copy of Ṣadr al-Sharī'ah's commentary on the *Wiqāyah*.

## 1580

Foll. 321;  $10\frac{5}{8} \times 7$  in.; ll. 19; neat and regular naskhī, partially vocalised; rubrications; occasional marginal comments; some folios damaged by insects and damp; 18th century. [DELHI 574]

**Sharḥ al-Wiqāyah.**

Another copy of Ṣadr al-Sharī'ah's commentary on the *Wiqāyah*.

## 1581

Foll. 232;  $11\frac{3}{4} \times 6\frac{1}{8}$  in.; ll. 23; small cursive naskhī, with earlier folios restored in nasta'liq; rubrications; scattered marginal and interlinear comments; considerable damage by damp and insects; date 1091/1680. [DELHI 575]

**Sharḥ al-Wiqāyah.**

Another copy of Ṣadr al-Sharī'ah's commentary on the *Wiqāyah*.

## 1582

Foll. 363 (some lacking at the end);  $9 \times 5\frac{3}{4}$  in.; ll. 17; well-written naskhī; rubrications; some damage by insects; 17th century. [DELHI 576]

**Sharḥ al-Wiqāyah.**

Another copy of Ṣadr al-Sharī'ah's commentary on the *Wiqāyah*.

## 1583

Foll. 5–211 (foll. 3 and 4 inverted and misplaced in front of present fol. 1);  $9\frac{1}{8} \times 6\frac{3}{8}$  in.; ll. 23; cursive naskhī; rubrications; frequent marginal comments, others inset; date(?) 859/1455. [DELHI 577]

**Sharḥ al-Wiqāyah.**

Another copy of Ṣadr al-Sharī'ah's commentary on the *Wiqāyah*.

## 1584

Foll. 221;  $12 \times 8\frac{1}{4}$  in.; ll. 21; clear naskhī, partially vocalised; rubrications; some marginal comments; copyist, Muḥammad 'Aṭā Allāh b. Maulawī Ḥuḍūr Allāh; date 1236/1821. [DELHI 580]

**Sharḥ al-Wiqāyah.**

The second part—containing the kitābs from *buyū'* to the end—of another copy of Ṣadr al-Sharī'ah's commentary on the *Wiqāyah*.

## Colophon:

الحمد لله الذى وفق عبده الضعيف الراجى الى  
رحمة الله محمد عطاء الله بن مولوى حضور الله  
يتحرر نصف الاخير من شرح الوقاية وكان اتمامه  
ثامنا وعشرون من شهر رجب المرجب فى سنة سادس  
<sup>١٢٣٦</sup>  
وثلاثين والى من الهجرة النبوية عليه اكمل الصلوة  
والتحية وكتبه فى ايام تشتت البال بعلاج المرضى  
فى سواد يسمونه بالدجاجة من متعلقات رشك [رهتك؟]  
وكان شروعه وتمامه منسلكا فى ايام الشهر الواحد

## 1585

Foll. 251;  $10\frac{7}{8} \times 6\frac{3}{4}$  in.; the volume is pieced together of fragments from a number of manuscripts of different sizes—size overall  $10\frac{7}{8} \times 6\frac{3}{4}$  in.; ll. 14–25; various styles of naskhī and nasta'liq; rubrications; most folios with marginal comments; some margins ruled; 17th–19th century. [DELHI 582]

**Sharḥ al-Wiqāyah.**

Another copy of Ṣadr al-Sharī'ah's commentary on the *Wiqāyah*.

## 1586

Foll. 120;  $10\frac{3}{4} \times 6\frac{5}{8}$  in.; ll. 19; nasta'liq; rubrications; passages of original text overlined; some marginal comments; worm-eaten; 18th century. [DELHI 583]

**Sharḥ al-Wiqāyah.**

The earlier part of another copy of Ṣadr al-Sharī'ah's commentary on the *Wiqāyah*, from the beginning to the *kitāb al-waqf*.

## 1587

Foll. 272 (one or more lacking at each end);  $9\frac{3}{4} \times 7\frac{1}{2}$  in.; carelessly written naskhī, with some folios added in nasta'liq; rubrications; copious marginal comments; considerable injury from damp; 18th century. [DELHI 584]

Sharḥ al-Wiqāyah.

Another copy, defective, of Ṣadr al-Sharī'ah's commentary on the *Wiqāyah*.

## 1588

Foll. 9;  $10\frac{3}{4} \times 6\frac{3}{4}$  in.; ll. 15; large well-written naskhī; rubrications; some marginal comments; 18th century. [DELHI 585]

Sharḥ al-Wiqāyah.

Another copy, uncompleted, of Ṣadr al-Sharī'ah's commentary on the *Wiqāyah*.

## 1589

Foll. 8;  $9\frac{1}{2} \times 5\frac{1}{2}$  in.; ll. 17; nasta'liq; rubrications; first folio damaged; 18th century. [DELHI 586]

Sharḥ al-Wiqāyah.

Part of Ṣadr al-Sharī'ah's commentary on the *Wiqāyah*, comprising chiefly the كتاب النكاح.

## 1590

Foll. 32-316;  $8\frac{1}{2} \times 6$  in.; ll. 17 and 18; nasta'liq (Indian) followed by naskhī; rubrications; frequent marginal and interlinear comments; slightly worm-eaten; 19th century. [DELHI 722b]

Sharḥ al-Wiqāyah.

Another copy of Ṣadr al-Sharī'ah's commentary on the *Wiqāyah*, with a list of contents (foll. 2 and 3) prefixed.

## 1591

Foll. 137;  $11\frac{3}{4} \times 8\frac{1}{2}$  in.; ll. 20; inelegant Indian naskhī; rubrications; copious marginal comments; badly worm-eaten and damaged by damp; 18th century. [DELHI 523]

Sharḥ al-Wiqāyah.

The latter part of Ṣadr al-Sharī'ah's commentary on the *Wiqāyah* beginning with the *kitāb al-bai'* and ending with the *kitāb al-waṣāyā* (fol. 130b). The work is called in the colophon حلّ الوقاية.

Beginning:

كتاب البيع، البيع هو مبادله مال بمال يعتقد  
بإيجاب وقبول بلفظ ماضٍ الخ

## 1592

Foll. 375;  $10 \times 6\frac{1}{4}$  in.; ll. 19; Indian naskhī; rubrications; margins ruled; some marginal comments; worm-eaten; date 1243/1827-8.

[DELHI 545]

ذخيرة العقبى في شرح صدر الشريعة

Dhakhīrah al-'uqbā fi sharḥ Ṣadr al-sharī'ah.

Glosses to Ṣadr al-Sharī'ah's *Sharḥ al-Wiqāyah*, by Yūsuf ibn Junaid, commonly known as Akhī Chelebī (d. 905/1499; cf. H. Kh. vi 460, 464 and Brockelmann I 376).

Beginning:

الحمد لله الذي شرح صدر الشريعة الغراء فملاه  
بالحكام [sic] الشريعة الحنيفة النساء الخ

The chapter-headings are those of the original, the passages of which are introduced by قوله.

End:

الحمد لله الذي هدانا لهذا وما كنا لنهتدى لولا  
ان هدانا الله وما كنا لنتمكن عليه لولا ان  
الله الخ

For other copies see Loth 231-3; Bankipore XIX (i), no. 1658; Aṣafiyah, p. 1082; Calcutta Madrasah xxxvi. Printed? Lucknow 1873, 1882, Cawnpore 1878 (4 vols.), Lahore 1314 (earlier parts, 3 vols.).

H. Kh. vi 460, 464.

## 1593

Foll. 443;  $8\frac{1}{2} \times 4\frac{5}{8}$  in.; ll. 29; coarsely-written naskhī; rubrications; margins ruled; 19th century; copyist, Muḥammad Fāḍil Anṣārī.

[DELHI 546]

**Dhakhīrah al-‘uqbā fi sharḥ Ṣadr al-sharī‘ah.**

Another copy of the work by Akhī Chelebī. It is shorter than no. 1592 by the *bāb al-waṣī* and the *kitāb al-khunthā*.

## 1594

Foll. 163;  $10 \times 6$  in.; ll. 22; small neat naskhī; rubrications (many omitted); worm-eaten in places; 18th century.

[DELHI 522]

**حاشية على شرح الوقاية**

**Hāshiyah ‘alā Sharḥ al-Wiqāyah.**

A supercommentary on the *Wiqāyah* extending as far as the *kitāb al-ba‘*, by ‘Iṣām al-Dīn (Ibrahīm ibn Muḥammad) al-Isfarā‘īnī (d. 944/1537; cf. *Habīb al-Siyar* III iii, p. 348; Brockelmann II, p. 410), the commentary itself being by Ṣadr al-Sharī‘ah ‘Ubaid Allāh ibn Mas‘ūd.

Beginning:

نحمدك يا من موجر [توجد] H. Kh. من هدايتك  
وقاية من اشد العذاب والنكال ونشكرك الخ

The following kitābs, each with several bābs, are dealt with:

Fol. 486 الصلاة	Fol. 2a الطهارة
Fol. 97b الحج	Fol. 93b الصوم
Fol. 159a البيع	Fol. 105b النكاح

End:

وبشرط اثنان في الكافي كان القاضى مجتهدا  
يقضى باجتهد والا فيما اتفق الكل فيه وهو فيما  
نحق سنتان

For another copy see Āṣafīyah, p. 1082 (there called *حاشية هداية*).

H. Kh. vi 461.

## 1595

Foll. 524;  $8\frac{3}{4} \times 5$  in.; ll. 19; naskhī; rubrications; numerous passages overlined; margins ruled; frequent marginal comments; 16th century (seal on fol. 30 bears the name ‘Abd al-Wāsi’ and the date 978).

[DELHI 488]

**كتاب الاصلاح والايضاح**

**Kitāb al-Iṣlāḥ wa’l-īḍāḥ.**

A manual of Hanafī fiqh of which H. Kh. (I, p. 329 f.) had a high opinion and of which he speaks at considerable length. It is a corrected version (الاصلاح) and at the same time an elucidation (الايضاح) of Burhān al-Dīn ibn Ṣadr al-Sharī‘ah’s *Wiqāyah*, which is itself a commentary upon the well-known handbook of fiqh the *Hidāyah*. The author is Shams al-Dīn Aḥmad ibn Sulaimān, known as Ibn Kamāl-Pāshā or Kamāl-Pāshā-zādah (d. 940/1533; cf. *Shaqā‘iq al-nu‘mānīyah*, margins of Ibn Khallikān, Cairo 1310, I, p. 422; Brockelmann II 449), who composed it in four months in 928/1522.

Beginning:

احمده على الهداية والوقاية فى البداية والنهاية  
واشكره على ما انعم به من التوفيق والعناية الخ

The kitābs (each with several bābs) comprised in the work are those customary in manuals of fiqh.

End:

وانما قال فى الاختيار لانه يحل اكل الميتة  
فى الاضطرار... الايضاح يعون الله الملك الفتاح  
الخ

For other copies see Brit. Mus. 212; Āṣafīyah, p. 1070; Berlin 4559.

H. Kh. I, p. 329 f.

## 1596

3814. Foll. 158, end defective;  $10\frac{3}{4} \times 7$  in.; ll. 25; small, regular and neatly-written naskhī; rubrications; injured by damp; 17th century.

[Purchased 20 February 1911]

Kitāb al-*Iṣlāḥ wa'l-īdāḥ*.

Another copy of the manual of Ḥanafī furū' by Ibn Kamāl-Pāshā, ending with the *kitāb al-ghaṣb*.

1597

Foll. 16-29; 8½ × 6 in.; ll. 15; sprawling Indian nasta'liq; 19th century. [DELHI 722a]

تعليق الفاضل في مسألة الطهر  
المتخلل

Ta'liq al-Fāḍil fī mas'alah al-ṭahr  
al-mutakhallil.

A supercommentary on the section dealing with ritual purity and ablution in Ṣadr al-Sharī'ah's commentary on the *Wiqāyah*. The author is Muḥammad 'Abd al-Ḥalīm (Firangīmahallī) b. Muḥammad Amin Allāh al-Anṣārī al-Lakhnawī (d. 1285/1868; cf. *Tadhkira-i 'Ulamā-i Hind*, p. 112), who completed the work in 1261/1845.

Beginning:

نحمدك يا من هدانا الصراط المستقيم ونصلى على  
محمد الخ

The passages of the original text are introduced by قوله .

End:

والمامل من الله المنان ان يوفقنى للاتمام  
ويجتنبني عن الالهام انه هو الموفق والمعين

For another copy see Rāmpūr, p. 180, no. 111.

1598

Foll. 664—lacking one or more folios at beginning and end, some folios misplaced, 664 following 634, then 659-663, then 639 etc.; 9 × 6½ in.; ll. 17; Persian naskhī; rubrications; scattered marginal comments; a few folios worm-eaten; 17th century. [DELHI 537]

## خزانة المفتين

Khizānaḥ al-muftīn.

Portion of a work upon Ḥanafī furū', by Ḥusain ibn Muḥammad Sam'ānī, who completed it in 740/1339. He was also the author of *al-Shāfi fī sharḥ al-Wāfi*.

Beginning (as here extant):

... الا البيع والشرى فان ما جبلت عليه الطبايع  
من الشيخ والصغير وجب المال يمنعمهم من اخراجه  
بغير عوض الخ

The kitābs contained in the manuscript are as follows:

Fol. 1a (defective at beginning)	ك' البيع
Fol. 156a	ك' الدعوى
Fol. 290a	ك' الاقرار
Fol. 326b	ك' المضاربة
Fol. 354b	ك' العارية
Fol. 376a	ك' الاجارة
Fol. 435b	ك' الحجر
Fol. 442a	ك' الغصب
Fol. 491b	ك' المزارعة
Fol. 503b	ك' المساقات [sic]
Fol. 513b	ك' الذبايح
Fol. 517b	ك' الكراهية
Fol. 532a	ك' احيا الاموات
Fol. 543a	ك' الشرب
Fol. 568a	ك' الجنائيات
Fol. 613a	ك' الوصايا
Fol. 632a (present 660a)	ك' الفرائص

End (as here extant):

لكل واحد سهم وفيه قول القائل ' شعر' ثلثه اخوة  
لاب وام وكلهم الى غير [فقير]

For other copies see Delhi 538; Bankipore XIX (ii), no. 1712; Rāmpūr 174-5; Cairo iii, p. 44.

H. Kh. 136.



## 1599

Foll. 202—Arabic foliation begins with 161, present 115, end defective;  $9\frac{3}{4} \times 6\frac{3}{8}$  in.; ll. 22; naskhī and nasta'liq, in a variety of hands; rubrications; some comments in margins; 16th century. [DELHI 538]

**Khizānah al-muftin.**

Another part of the work by Ḥusain ibn Muḥammad Sam'ānī, containing the author's preface, which declares that the compilation was undertaken at the instance of Muḥammad ibn 'Alī al-Nāmūs and sets out the numerous authorities used.

Beginning:

الحمد لله حمد الشكرين ويؤمن به ايمان الموقنين  
ونوقن بوحدانيته اقرار الصادقين الخ

The following kitābs are contained in the manuscript:

Fol. 27 <i>b</i>	ك' الصلوة	Fol. 3 <i>b</i>	ك' الطهارات
Fol. 93 <i>a</i>	ك' الصوم	Fol. 79 <i>a</i>	ك' الزكوة
Fol. 116 <i>b</i>	ك' النكاح	Fol. 100 <i>b</i>	ك' الحج
		Fol. 178 <i>b</i>	ك' الطلاق

## 1600

Foll. 1—92;  $11\frac{3}{8} \times 6\frac{7}{8}$  in.; ll. 21; good naskhī; rubrications; occasional comments in margins; 19th century. [DELHI 539*a*]

**Khizānah al-muftin.**

Another copy (incomplete) of the work by Ḥusain ibn Muḥammad Sam'ānī, comprising the kitābs

Fol. 16	الجنایات
Fol. 43	الوصايا
Fol. 66	الفرائض

## 1601

Foll. 79, defective at the end;  $9\frac{1}{4} \times 5\frac{1}{4}$  in.; ll. 19; nasta'liq; rubrications; words and phrases overlined; some damage by insects; occasional comments in margins; 18th century. [DELHI 543]

## دستور القضاة

**Dustūr al-quḍāh.**

A treatise on Ḥanafī furū', with illustrations from actual cases, by Ṣadr ibn Rashīd ibn Ṣadr al-Tabrīzī, who was known as Qāḍī Khwājah 'Iṣmaḥ Allāh. It was completed (cf. author's colophon, no. 1602) in 772/1370—1.

Beginning:

الحمد لله الذي اعانني على جمع هذه المسائل  
والصلوة على رسوله محمد الذي خصص به الوسائل  
الخ

The work comprises 22 bābs, which are set out in the preface and reproduced in Loth 1045, vii.

End (i.e. last complete section):

من الكافي واختلفوا في ان عين الربح الخارج  
من الدبر نجسة او طاهرة الا انها ينجس [sic] بمرورها  
على النجاسة الخ

For other copies see Loth 1045, vii; Bankipore xix (ii), no. 1721; Rāmpūr 196. Not noted in Hl. Kh.

## 1602

Foll. 70;  $8\frac{1}{4} \times 5\frac{1}{8}$  in.; ll. 18; naskhī, in a variety of hands; rubrications; numerous marginal and interlinear comments; 18th century; copyist, Muḥammad Aṣghar al-Bālgrāmī al-Rasūlābādī. [DELHI 544]

**Dustūr al-quḍāh.**

Another, complete, copy of 'Iṣmaḥ Allāh's work. The end and the author's colophon, which are lacking in Delhi 543, are as follows:

End:

وان كان بعض الماء يلاقى العذرة وبعضه لا  
يلاقىها فالماء طاهر ما لم يتغير لونه وريحه'

Colophon:

تم تأليف هذه الروايات في سنة ستولمات [sic]  
ابتداه في غرة من ربيع الاول وانهائه في السبع

من سبعان سنة اثنين وسبعين وسبعماية قال العبد...  
 محمد بن احمد التبريزي الملقب بعماد عصمة الله  
 تعالى... هذه روايات متضمنة للواقعات جمعها الولد  
 الاعز... صدر المله والدين محمد بن محمود التبريزي  
 عرف بقاضى خواجه الخ

## 1603

Foll. 1-132—between foll. 16 and 19 are inserted two leaves, the present 18 and 19, which are out of place and are numbered in Arabic 172, 173, while other folios are lacking at the end;  $11\frac{1}{2} \times 7\frac{3}{8}$  in.; ll. 23; somewhat crowded and incorrect naskhī; rubrications; some marginal notes; 18th century. [DELHI 540a]

## خزانة الروايات

Khizānaḥ al-riwāyāt.

A treatise on Ḥanafī furū' with numerous quotations from earlier works on the same subject, some in Persian. There are also some prefatory chapters on the general principles of fiqh. The author's name does not appear, but he is, according to H. Kh. III 135, al-Qāḍī Chakan al-Ḥanafī al-Hindī (d. 920/1514; cf. Būhār II, no. 156; Brockelmann II 221).

Beginning:

الحَمْدُ لِلَّهِ الَّذِي خَلَقَ الْإِنْسَانَ وَعَلَّمَهُ الْبَيَانَ وَرَفَعَ  
 مَدَارِجَ الْعَالَمِينَ مِنْهُمْ إِلَىٰ أَعْلَىٰ دَرَجَاتِ الْجَنَانِ الْخ

The earlier chapters are:

Fol. 2a كتاب العلم  
 Fol. 4a باب فى العلم المحمود والمدموم  
 Fol. 5b باب فى اداب المقتى  
 Fol. 6b فصل فى كيفية الافتا الخ

after which come the ordinary chapters of a work on furū' from the *kitāb al-tahārah* (fol. 11b) onwards, followed by some others of a special nature, of which the chief are:

Fol. 126b كتاب الاستحسان والكراهيه  
 Fol. 129b كتاب اداب كتابة القران  
 Fol. 131b كتاب فى السلام والمصافحة

End (i.e. last extant and complete section):

فى المصافحة والمعانقة ويصافح بعد السلام من  
 لقى من الاخوان فانها من تمام التحية ويزيد فى  
 المحبة ولا ينزع يده من يد صاحبه حتى يكون هذا  
 الذى [ينزع] ولا يصفحه من وراء الثياب فانه من  
 الجفاء'

For other copies see Loth 276; Bankipore XIX (ii), nos. 1736-9; Būhār II, no. 156; Aṣafīyah, p. 1084.

H. Kh. 135.

## 1604

Foll. 6b-463 (fol. 6a duplicates 12a);  $9\frac{1}{2} \times 5\frac{1}{8}$  in.; ll. 19; naskhī (Indian), frequently unpunctuated; rubrications; words and phrases overlined; margins ruled; some marginal comments; worm-eaten; 18th century. [DELHI 541]

Khizānaḥ al-riwāyāt.

Another copy, complete, of the work by al-Qāḍī Chakan al-Hindī (see no. 1603).

Beginning, etc. are as in no. 1603.

End:

قال ابي امرهما بابا نا رسول الله صلى الله عليه  
 وسلم ينظر فناء البيت فان المطافة من الايمان'

## 1605

Foll. 21b-164;  $11\frac{3}{8} \times 6\frac{5}{8}$  in.; ll. 19; nasta'liq; rubrications; date 1243/1827-8. [DELHI 484]

كتاب الاشباه والنظائر الفقهية على  
 مذهب الحنفية

Kitāb al-Ashbāh wa'l-naẓā'ir  
al-fiqhīyah 'alā madhhab  
al-Ḥanafīyah.

A compendium of Ḥanafī fiqh with an introduction in which the seven main rules defining religious and legal aspects of laws and legal decisions are set out. The author is Zain al-'Ābidīn, known as Ibn Nujaim al-Miṣrī (d. 970/1563; cf. H. Kh. I, p. 309;

Brockelmann II 310), who says in his colophon that he completed the work in six months of the year 969<sup>1</sup>/1562 and gives (fol. 22*b*) a list of the sources from which he drew his materials. In the present copy there is a preface (fol. 18*b*–21*b*)—apparently by the author himself although the colophon to the commentary (see no. 1608) attributes it to Aḥmad b. Muḥammad al-Ḥamawī—which acts as a précis and table of contents and is itself preceded by three other incomplete tables of contents.

Beginning:

الحمد لله على ما انعم وصلى على سيدنا محمد  
وسلم وبعد فان الفقه اشرف العلوم الخ

The author divides his work as follows into seven fanns (cf. H. Kh. I 309 f.):

Fol. 22 <i>b</i>	(1) القواعد الكلية
Fol. 73 <i>b</i>	(2) الضوابط
Fol. 120 <i>a</i>	(3) الجمع والفرق
Fol. 152 <i>a</i>	(4) الانغاز
Fol. 155 <i>a</i>	(5) الحيل
Fol. 159 <i>a</i>	(6) الفروق

[The introduction calls it *فى الاشباه والنظائر* and H. Kh. *فى الاحكام*]

Fol. 160*b* (7) *فى الحكايات والهرسلات*

End:

وقال قطعك الله كما قطعت كتبي فابتلى بالانتراك  
حتى جعلوا على راس شجرتين فمقطع نصفين رحمه  
الله قال المؤلف هذا آخر ما اوردها من كتاب  
الاشباه والنظائر... والحمد لله تع على التمام وعلى  
سيدنا محمد الخ

For other copies see Loth 272; Brit. Mus. 223; *Āṣafiyah*, p. 1070; Bankipore XIX (ii), nos. 1754–5; Būhār II, no. 161. Printed Calcutta 1826, Constantinople 1873.

H. Kh. I 309.

<sup>1</sup> The colophon in this MS actually says 999, but see Berlin 4618, Brit. Mus. 223, Būhār II, no. 161.

## 1606

Foll. 250, defective at the beginning; 9 $\frac{3}{8}$  × 5 $\frac{1}{4}$  in.; ll. 21; fairly clear naskhī, the later folios in a later hand; rubrications; 19th century. [DELHI 485]

### Kitāb al-Ashbāh wa'l-naẓā'ir.

Another copy of the work by Zain al-'Ābidīn. The added preface is defective at the beginning, but the original work begins at fol. 9*b*.

## 1607

Foll. 181; 13 $\frac{1}{8}$  × 9 in.; ll. 15; large nasta'liq; rubrications; worm-eaten in parts; 18th century. [DELHI 486]

### Kitāb al-Ashbāh wa'l-naẓā'ir.

A defective copy of the work by Zain al-'Ābidīn, containing only the first fann and the majority of the second.

## 1608

Foll. 515—the original Arabic numeration is correct, except that 394 should be 393, etc.; 9 $\frac{1}{2}$  × 5 $\frac{1}{2}$  in.; ll. 22; small clear naskhī; rubrications; infrequent marginal comments; worm-eaten; 18th century. [DELHI 531]

### حاشية على كتاب الاشباه والنظائر

#### Hāshiyah 'alā Kitāb al-Ashbāh wa'l-naẓā'ir.

A commentary by Aḥmad ibn Muḥammad al-Ḥamawī (d. 1090/1679; cf. Brockelmann II 310; or 1098/1687 according to the sources given in Bankipore XIX (ii), p. 44, which also calls the present work *غزير عيون* on Ibn Nujaim al-Miṣrī's *Ashbāh wa'l-naẓā'ir*. The present copy lacks the preface which occurs in no. 1609 and other manuscripts of the work.

Beginning:

قوله الحمد لله اختار صيغة انشاء معنى ولا محذور  
فى عدم محموديته فى الازل بما انشاء العباد من  
المحامد الخ

The main divisions of the work are as follows:

- Fol. 23 (I) فنّ  
 Fol. 144b (II) فنّ  
 (Containing the ordinary kitābs of a work of furū'.)  
 Fol. 390b (III) فنّ  
 (Containing numerous aḥkām and additional chapters on personal and civil law.)

End:

قالى شيخى واستادى متع الله المسلمين بطول  
 حياته وهنا تم الكلام وقطعت صحارى الطرس  
 بمطاوا... الاقلام وحصل ما كنت ارجوه واتمناه وذلك  
 من فضل الخ

Prefaced to the manuscript is a fihrist of the *Ashbāh wa'l-naẓā'ir*, made by the same author (Aḥmad ibn Muḥammad al-Ḥamawī) as the colophon implies.

For other copies of the work see Bankipore XIX (ii), no. 1756, Cairo III 85. Printed Cairo 1290; also (under the title غمزه عيون البصائر, with the *Kitāb al-Ashbāh*)? Constantinople, n.d.

Not noted in H. Kh.

### 1609

Foll. 293, end defective;  $11\frac{1}{8} \times 6\frac{5}{8}$  in.; ll. 27; naskhī; rubrications; marginal comments on most folios; worm-eaten; 18th century. [DELHI 532]

#### Ḥaṣḥiyah 'alā Kitāb al-Ashbāh wa'l-naẓā'ir.

The first part of another copy of Aḥmad ibn Muḥammad al-Ḥamawī's commentary on the *Kitāb al-Ashbāh wa'l-naẓā'ir*, containing the first fann and part of the second. Although defective at the end, it contains the preface lacking in no. 1608.

Beginning:

لك الحمد يا من تنزهت ذاته عن الاشتباه والنظاير  
 وتاعت الخ

The first passage of the *Ashbāh* occurs on fol. 2b.

Prefaced to the work is the fihrist of the *Ashbāh*.

### 1610

Foll. 127, in great disorder, end defective and lacunae numerous (the order should be 1, 48-66, 31-47, 78-115, 118-19, 116-17, 120-7, 2-10, 68-77, 21-30, 11-20, ? 67;  $11\frac{5}{8} \times 7\frac{7}{8}$  in.; ll. 25; naskhī; rubrications; 14th century. [DELHI 672]

#### الكافى شرح الوافى

al-Kāfī sharḥ al-Wāfī.

A commentary by Ḥāfiẓ al-Dīn Abū 'l-Barakāt 'Abd Allāh b. Aḥmad al-Nasafī (d. 710/1310; cf. Ibn Quṭlūbughā 86, H. Kh. vi 418 f., Brockelmann II 196) on his own treatise of Ḥanafī furū' entitled *al-Wāfī* and arranged after the manner of the *Hidāyah*.

Beginning:

الحمد لمن جلت نعمه ودقت حكمه... قال... لها  
 فرغت من المختصر المسمى بالوافى اردت ان اشرحها  
 ارسمه بالكافى الخ

The present manuscript contains portions of the following kitābs:

Fol. 31-66	الصلاة	Fol. 1	الطهارة
Fol. 92-	الصوم	Fol. 78-91	الزكاة
		Fol. 112-	الحج

End (last extant bāb, fol. 18b):

باب الهدى وهو من الابل والبقر والغنم لان الهدى  
 ما يهدى الى مكة الخ

For other copies see Loth 250-4 (these would appear to contain both *Wāfī* and *Kāfī*, but in 250 the beginning of the *Kāfī* only is quoted); Ḥaṣḥafīyah, p. 1100; Berlin 4574; Cairo III, p. 101.

H. Kh. vi 418.

### 1611

Foll. 138;  $10\frac{3}{4} \times 6\frac{1}{2}$  in.; ll. 15; large clear naskhī; rubrications; copious marginal and interlinear comments in earlier folios; 18th century.

[DELHI 656]



كنز الدقائق  
Kanz al-daqa'iq.

A well-known compendious compilation of discussions upon points of Ḥanafī furū', by Abū 'l-Barakāt 'Abd Allāh b. Aḥmad al-Nasafī (d. 710/1310; cf. Ibn Quṭlūbughā 86; H. Kh. v 249; Brockelmann II 196). The work is based mainly upon the author's own treatise *al-Wāfī*.

Beginning:

الحمد لله الذي اعز العلم في الاعصار واعلى  
حزبه والانصار الخ

The work contains the kitābs usual in a treatise on furū'.

End:

ومن صالح من الوثرة على شيء فاجعل كان لم يكن  
واقسم ما بقى على سهام من بقى والحمد لله الخ

For other copies see Loth 255-63; Rāmpūr 493-500; Bankipore XIX (ii), nos. 1693-4; Āṣafiyah, p. 1102. Printed Cairo 1309, Delhi 1870, Lucknow 1874, Bombay 1294/1877, etc.

H. Kh. v 249 f.

1612

Foll. 395;  $8\frac{7}{8} \times 5\frac{1}{2}$  in.; ll. 7; large well-written naskhī; rubrications; many words overlined red; frequent marginal and interlinear comments; worm-eaten; 18th century. [DELHI 657]

Kanz al-daqa'iq.

Another copy of the work by Abū 'l-Barakāt al-Nasafī.

1613

Foll. 225;  $7\frac{7}{8} \times 4\frac{1}{4}$  in.; ll. 9; well-written naskhī; rubrications; scattered marginal comments; worm-eaten; date 1172/1758-9 (5th year of 'Alamgīr); copyist, Muḥammad Ya'qūb Qādirī of Najīb-ābād. [DELHI 658]

Kanz al-daqa'iq.

Another copy of the work by Abū 'l-Barakāt al-Nasafī.

1614

Foll. 181;  $9\frac{1}{8} \times 6\frac{1}{8}$  in.; ll. 13; sprawling naskhī (Indian); rubrications; frequent marginal and interlinear comments in Arabic and Persian; date 1102/1690-1. [DELHI 659]

Kanz al-daqa'iq.

Another copy of the work by Abū 'l-Barakāt al-Nasafī.

1615

Foll. 301 (not quite completed);  $12\frac{1}{2} \times 8\frac{3}{8}$  in.; ll. 7; large cursive naskhī; rubrications; worm-eaten; 17th century. [DELHI 660]

Kanz al-daqa'iq.

Another copy of the work by Abū 'l-Barakāt al-Nasafī.

1616

Foll. 124, defective at end;  $11\frac{1}{4} \times 6\frac{3}{8}$  in.; ll. 9; large clear naskhī; rubrications; some interlinear and marginal comments; injured by damp and insects; 17th century. [DELHI 661]

Kanz al-daqa'iq.

Another copy of the work by Abū 'l-Barakāt al-Nasafī.

1617

Foll. 88, unbound and end defective;  $10\frac{5}{8} \times 7\frac{7}{8}$  in.; ll. 7; Indian naskhī; rubrications; copious marginal and interlinear comments; injured by damp and insects; 18th century. [DELHI 663]

Kanz al-daqa'iq.

Another copy of the work by Abū 'l-Barakāt al-Nasafī. It proceeds no further than the *Kitāb al-Shirkah*.

1618

Foll. 179, defective both ends;  $12\frac{3}{8} \times 6\frac{3}{8}$  in.; ll. 17; large nasta'liq; rubrications; copious marginal and interlinear comments; 17th century. [DELHI 662]

Kanz al-daqa'iq.

Another copy of the work by Abū 'l-Barakāt al-Nasafī.

## 1619

Foll. 98, end defective;  $12\frac{5}{8} \times 8\frac{1}{2}$  in.; ll. 10; inelegant naskhī; rubrications; copious marginal and interlinear comments; 17th century.

[DELHI 666]

## Kanz al-daqa'iq.

The second part—from the *kitāb al-buyū'* to the *bāb al-khūnthā*—of the work by Abū 'l-Barakāt al-Nasafī.

## 1620

Foll. 185, defective both ends;  $9\frac{3}{4} \times 5\frac{7}{8}$  in.; ll. 5–10; large naskhī in a variety of hands; partly vocalised; rubrications; numerous marginal and interlinear comments; worm-eaten; 17th century.

[DELHI 664]

## Kanz al-daqa'iq.

Another copy of the work by Abū 'l-Barakāt al-Nasafī.

## 1621

Foll. 1–73, fol. 42 wrongly inserted and numbered;  $9 \times 4\frac{3}{4}$  in.; ll. 15; large well-written naskhī; rubrications; copious comments between lines, in margins and on inserted sheets; badly damaged by insects or rodents; date 1179/1765–6 (7th year of Shāh 'Alam). [DELHI 665a]

## Kanz al-daqa'iq.

Another copy of the work by Abū 'l-Barakāt al-Nasafī.

## 1622

Foll. 91, end defective, fol. 32 blank;  $11\frac{1}{4} \times 6\frac{5}{8}$  in.; ll. 7; large naskhī, in two styles; rubrications; numerous interlinear and marginal comments on some folios; 18th century. [DELHI 667]

## Kanz al-daqa'iq.

Another copy of the work by Abū 'l-Barakāt al-Nasafī, containing the kitābs from *ḥārah* to *rujū'* 'an al-*hibah*.

## 1623

Foll. 507 (Arabic foliation inaccurate after 210);  $11\frac{1}{2} \times 7\frac{1}{2}$  in.; ll. 35; naskhī (foll. 122–182 in a different hand from the rest); rubrications; 17th century. [DELHI 504]

L. A. M.

تبيين الحقائق  
[فى شرح كنز الدقائق]

Tabyīn al-ḥaqā'iq  
[fī sharḥ Kanz al-daqa'iq]

The latter part of a commentary by Fakhr al-Din 'Uthmān ibn 'Alī al-Zaila'ī (d. 747/1346; cf. Bankipore XIX (ii), pp. 2 f. and the references there given—H. Kh. v 250 gives the date as 743/1342) on Abū 'l-Barakāt's treatise on Ḥanafī furū', the *Kanz al-daqa'iq*.

Beginning:

كتاب الايمان 'اليمين لغوة [sic] لغة قال الله تعالى لاخذنا منه باليمين لمجد وقال السماح رانث عراجة الاوسى يسموا [sic] الى الخيرات الخ

The principal kitābs marked are as follows:

Fol. 27a الحدود	Fol. 1b كتاب الايمان
Fol. 101a البيع	Fol. 97b الوقف
Fol. 204b الوكالة	Fol. 169b القضا
Fol. 312a الولاء	Fol. 298a المكاتب
Fol. 466b الوصايا	Fol. 422a الجناية
	Fol. 493a الفرياض

End:

ولو جعلت كانها امر تكن لكانت من ستة وتقول بهم الى سبعة وبقى سهم للعصمة والله سبحانه وتعالى اعلم الخ

For other copies see (?) Loth 264; Bankipore XIX (ii), nos. 1695–6; Āsafiyah, p. 1076; Berlin 4577–8. Printed Cairo 1313/1895–6.

H. Kh. v 250.

## 1624

Foll. 388;  $11 \times 7$  in.; ll. 17; large well-written naskhī; rubrications; 19th century. [DELHI 505]

## Tabyīn al-ḥaqā'iq.

The first part of the work by al-Zaila'ī, beginning with the كتاب الطهارة and ending

with the *كتاب الحج* (fol. 292a). In his introduction the author says he called his work *تبيين الحقائق لمافيه من تبيين ما اکتنز من الدقائق* and this is the title which H. *Kh.* v 250 gives to it in full.

Beginning:

الحمد لله الذى شرح صدور العارفين بنور هدايته  
وزينها بالايمن الخ

End:

ليس له ان يرجع فيه لتملكها [sic] منافعها وكذا  
المكاتبة بخلاف الامه

### 1625

Foll. 274—between 48–49 there are 13 folios missing;  $8\frac{3}{4} \times 5\frac{3}{4}$  in.; ll. 23; small naskhī in a variety of hands; rubrications; original text overlined; marginal comments; worm-eaten; 18th century. [DELHI 506]

#### Tabyīn al-ḥaqā'iq.

The third part, containing the section on *Buyū'*, of the commentary by al-Zaila'ī.

### 1626

Foll. 380, end defective;  $11\frac{1}{2} \times 8\frac{1}{2}$  in.; ll. 25; irregular naskhī; rubrications; passages of original text overlined; scattered marginal comments; slightly worm-eaten; 18th century. [DELHI 720]

#### معدن الحقائق

#### Ma'din al-ḥaqā'iq.

A commentary on Nasafī's *Kanz al-daqa'iq* by Muhammad b. Ḥājī b. Muhammad al-Samarqandī, author of *al-Fatāwā 'l-Kāfūriyah* (fl. 8th/14th century).

Beginning:

الْحَمْدُ لِلَّهِ الَّذِي جَعَلَ سُرَائِرَ الْعُلَمَاءِ مَعَارِفَ كُنُوزِ  
الْحَقَائِقِ وَصَيَّرَ ضَمَائِرَهُمْ خَزَائِنَ الْخ

The kitābs of the book are those of the original text and are set out in a table prefixed.

End (as here extant, *kitāb al-farā'id*):

من اصل المسئلة فيما ضربته فى اصل المسئلة اى  
فى الذى سميته المضروب صورته رجل مات وترك  
امراتين وخمس جدات الخ

For other copies see Rāmpūr, p. 251, nos. 557–8; As. Soc. Bengal (Ashraf Ali), p. 19. ? H. *Kh.* v 631 (معدن الكنز).

### 1627

Foll. 202—the Arabic foliation has two leaves numbered 71;  $8\frac{1}{2} \times 6\frac{1}{8}$  in.; ll. 13; coarse and carelessly written nasta'liq; rubrications; 19th century. [DELHI 525]

A ḥashiyah by Muḥammad Karīm Allāh (? b. Luṭf Allāh Fārūqī al-Dihlawī, d. 1291/1874; cf. *Tadhkirat-i 'Ulamā'i Hind*, p. 172) to al-Zaila'ī's commentary, *Tabyīn al-ḥaqā'iq*, on the *Kanz al-daqa'iq* (the passages of which are written in a bolder hand than the rest).

Beginning:

بعد الحمد والصلوة يقول عبد من عباد الله محمد  
كريم الله اعظمت من تبين الحقائق المشهور  
بلزىلى [sic] على شرح كنز الدقائق للشمخ الامام  
حج العصر فحر الدن الزيلعى على مواضع معرقه  
ونعرض تعلم الطلاب الخ

The chapters of the original text, of which a list is prefaced to the manuscript, are followed and marked, from the *bāb al-wuḍū'* to the *kitāb al-farā'id*.

End:

ولكن ناخذ من ثلث الكل وهو سهان من سه  
وتروح النصف بلثه وقد استوفاه ياخذ ندله دمص  
السدس وهو سهير للسهر

No other copies appear to be recorded.

Not noted in H. *Kh.*

### 1628

Foll. 508 (in two parts, 1–231, 232–508);  $10\frac{3}{4} \times 7\frac{3}{8}$  in.; well-written naskhī, with additions in a more cursive hand; text of original written

in red; rubrications; some damage from insects; date 1021/1612; copyist, Aḥmad b. Muḥammad b. Aḥmad b. Shaikh Mūsā, who transcribed the work from a copy taken directly from the author's own and dated 895/1490. [DELHI 612]

### رمز الحقائق

#### Ramz al-ḥaqā'iq.

A commentary (*mamzūj*) by Abū Muḥammad Maḥmūd b. Aḥmad b. Mūsā al-'Ainī (d. 855/1451; cf. Brockelmann II 52 and references there cited; *ibid.* II 197) on Nasafī's well-known treatise on Ḥanafī furū', the *Kanz al-daqa'iq*. The work was completed in 818/1416 at Cairo.

Beginning:

ان اجد ما يستهل به اللسان بالبيان واسد ما  
يسمد به الاركان من الجنات حمد مبدع الخ

The contents, those of an ordinary work on furū', are described in a list prefixed to the volume.

End:

لان المصلح لما ترك بشئ اعطوه جعل مستوفيا نصيبه  
وخرج من البين فيبقى الباقي مقسوما على سهامهم

Author's colophon:

... قد نجز تحريره... مع تخلل الحوادث والتكبات  
وعروض ما يركب القلب والقالب من الهموم  
والحسرات من شين بهتان ودين انسان وهم الاولاد  
والنسون وحسد الاحدان... والشكوى الى الله وعليه  
التكلان والحمد لله اولاً واخراً... والصلوة على من  
بعث من بنى عدنان... وعلى آله... الفضل والاحسان

For other copies see Loth 265; Bankipore XIX (ii), nos. 1697-8; Rāmpūr 230-2; Āṣa-fīyah, p. 1088. Printed Būlāq 1285/1868-9; lithographed India 1287/1870, Delhi 1315-16/1897-8, etc.

H. Kh. v 250.

#### 1629

Foll. 120, defective at the end;  $8 \times 5\frac{1}{2}$  in.; ll. 21; cursive naskhī; passages of original text written in red; rubrications; 19th century. [DELHI 613]

#### Ramz al-ḥaqā'iq.

Another copy, breaking off at the beginning of the *kitāb al-nikāḥ*, of al-'Ainī's commentary.

#### 1630

Foll. 135, end defective;  $13\frac{1}{4} \times 8\frac{3}{4}$  in.; ll. 19; large cursive naskhī; rubrications; copious marginal and interlinear comments; some injury from damp and insects; 18th century (fly-leaf bears the date 1255/1839). [DELHI 614]

#### Ramz al-ḥaqā'iq.

Another portion, containing the kitābs from *بيوع* to *هبة*, of al-'Ainī's commentary.

#### 1631

Foll. 3-564, defective at the end and preceded by a table of contents, foll. 1-3;  $11\frac{3}{4} \times 7\frac{3}{4}$  in.; ll. 31; closely-written but legible naskhī in two different hands; 17th century. [DELHI 497]

### البحر الرائق في شرح كنز الدقائق

#### al-Baḥr al-rā'iq fī sharḥ Kanz al-daqa'iq.

A copious commentary by Zain al-Dīn ibn Ibrahīm, known as Ibn Nujaim al-Miṣrī (d. 970/1563; cf. Brockelmann II 197, 310 and for references, Bankipore XIX (ii), p. 5), on Abū 'l-Barakāt al-Nasafī's *Kanz al-daqa'iq fī 'l-furū'*. The author gives a list of the sources for his material on fol. 16, among them the *Tabyīn al-ḥaqā'iq* of al-Zaila'ī for which see nos. 1624-6. According to H. Kh. (v 250) Ibn Nujaim in others of his works claims to have brought his commentary down to the *bāb al-dā'wā* of the original, but the copies in current use go only to the *bāb al-ijārah al-fāsidaḥ*. The present copy breaks off at the *bāb al-ajdād* of the *kitāb al-ḥalāq*.

Beginning:

الحمد لله الذي دبر الانام بتدبيره القوي وقدر  
الاحكام بتقديره الخفي الخ



The work comprises the *kitābs* and other sections usual in books of *furū'*, and a list of them is set out in the table of contents prefaced to the volume.

End (as here extant):

واعتدت ان لم تجد محرما بلا خلاف وكذا ان  
وجدت عند ابي حنيفة ومثله في المحيط [يتلوه]  
بان ثبوت النسب [

For other copies see Loth 266-8; *Āṣa-fīyah*, p. 1072; Bankipore XIX (ii), nos. 1699-1708; As. Soc. Bengal (Ashraf Ali), p. 13; Leyden IV 133. Printed Cairo 1311. H. Kh. v 250.

### 1632

Foll. 403;  $12\frac{3}{4} \times 8$  in.; ll. 29; small closely-written *naskhī*; rubrications; many leaves worm-eaten; 17th century. [DELHI 498]

#### al-Baḥr al-rā'iq.

A part of the same work by Ibn Nujaim al-Miṣrī, extending from the beginning to the *bāb al-ḥajj 'an al-ghair*.

### 1633

Foll. 476;  $10\frac{3}{8} \times 6\frac{3}{8}$  in.; ll. 25; *naskhī*; rubrications; stained by damp or age; date 1083/1672-3. [DELHI 499]

#### al-Baḥr al-rā'iq.

Part of the work by Ibn Nujaim al-Miṣrī extending from the *kitāb al-bai'* to the *bāb al-ijārah al-fāsidaḥ*, which was the last written by the author; cf. the colophon:

هذا اخر ما تيسر للمولف تاليقه تغمده الله الخ

### 1634

Foll. 68, defective at the end;  $10\frac{5}{8} \times 5\frac{3}{4}$  in.; ll. 27; closely-written *naskhī*; rubrications; 17th century. [DELHI 500]

#### al-Baḥr al-rā'iq.

A portion of the first book, the *kitāb al-ṭahārah*, of the work by Ibn Nujaim al-Miṣrī.

### 1635

Foll. 363—two folios missing at the beginning and one or more at the end;  $11\frac{1}{4} \times 7\frac{1}{4}$  in.; ll. 25; *naskhī*; rubrications; worm-eaten in parts; 18th century. [DELHI 501]

#### al-Baḥr al-rā'iq.

Another copy of the work by Ibn Nujaim al-Miṣrī.

### 1636

Foll. 52-58;  $8\frac{1}{2} \times 4\frac{3}{4}$  in.; ll. 17; cursive (Indian) *naskhī*; 19th century. [DELHI 709d]

#### [al-Baḥr al-rā'iq.]

A short tract on the law of Bai', derived chiefly from the *Baḥr al-rā'iq* of Ibn Nujaim al-Miṣrī. The author of the present work is unnamed.

Beginning:

فصل في شرائط البيع وما يتعلق بها واعلم ان  
شرائط البيع على اربع انواع الخ

End:

واعلم ان كل ما ذكر من قوله العاشر ان يكون  
مملوكا في نفسه الى ههنا ما.خوذ من البحر الرائق  
الا قليلا فانه من غيره والله تعالى اعلم

### 1637

Foll. 266;  $11\frac{1}{4} \times 7\frac{1}{2}$  in.; ll. 29; *naskhī*—passages of original text in red; rubrications; margins ruled; scattered marginal comments; date (?) 1085/1674. [DELHI 738]

النهر الفائق بشرح كنز الدقائق

#### al-Nahr al-fā'iq bi-sharḥ Kanz al-daqa'iq.

The first quarter of a commentary on Nasafī's *Kanz al-daqa'iq*, by an author unnamed in the text but who is stated in a note on fol. 1a to be Sirāj al-Dīn 'Umar b. Nujaim. According to H. Kh. v 253, the work was never completed owing to the author's imprisonment. The present portion was first written out in 989/1581.

Beginning:

احمدك يا من اظهر ما شا لمن شا من كنوز  
هدايته الخ

The present manuscript contains the kitābs from *ṭahārah* to *hajj*, which are set out with their bābs in a table of contents prefixed to the text.

End:

ليس له ذلك ويردها قلنا تعارض حق الله وحق  
العبد فقدم حق العبد رعاية لحاجته ' والله الموفق'

For another copy see As. Soc. Bengal (Ashraf Ali), p. 20.

H. Kh. v, p. 253.

### 1638

Foll. 417;  $8\frac{1}{4} \times 6$  in.; ll. 23; cursive naskhī, the original text in red; rubrications; scattered marginal comments; slightly worm-eaten; 18th century. [DELHI 739]

#### al-Nahr al-fā'iq.

Another copy of the first part of 'Umar b. Nuja'im's commentary on the *Kanz al-daqa'iq*. The present copy is larger than the preceding one by the *kitāb al-nikāh*.

End:

ومثل هذا الاقرار بالنسب فيمن لها نسب معروف  
والله الموفق الخ

### 1639

Foll. 274 (beginning and end defective, lacuna after fol. 1);  $7\frac{3}{8} \times 5\frac{5}{8}$  in.; ll. 23; regular naskhī, points frequently lacking; rubrications; text of original written in red ink, the commentary in black; numerous marginal comments; every folio damaged so that one or more lines at the bottom are illegible; 18th century. [DELHI 592]

A commentary on Nasafi's *Kanz al-daqa'iq*. Title and author's name are both lacking, but the work is not *الحقائق* (for which see Bankipore xix (ii), no. 1695), nor *البحر الرائق*, which did not go beyond the *باب الاجارة الفاسدة* (see no. 1633), nor

'Aini's *رمز الحقائق* (printed Būlāq 1285/1868 and lithographed in India 1287/1870).

Beginning (as here extant):

والنسبة في مثل هذه المواضع تقع صفة للمتقدم  
غفر الله له ولوالديه واحسن اليهما واليه قدم نفسه  
في الغفران الخ

The chapters follow those of the original to the end (i.e. *كتاب الوصايا*, fol. 256a).

End (last complete section here extant):

فاجعل كان لم يكن واقسم على سهام من البقي  
واقسم ما بقي من التركة على سهام ما بقي من  
الورثة الخ

H. Kh.?

### 1640

Foll. 208 (lacuna between 201 and 202);  $9\frac{3}{8} \times 5\frac{1}{2}$  in.; ll. 19; naskhī; rubrications; margins ruled; greatly damaged by insects; date 1154/1741.

[DELHI 642]

#### الفتاوى السراجية

#### al-Fatāwī al-Sirājiyah.

A collection of legal decisions according to the Ḥanafī code, by an author whose name is not mentioned in the work but who is probably Sirāj al-Dīn 'Alī b. 'Uthmān al-Auṣhī al-Farghānī, who lived towards the end of the 6th/12th century (cf. Brockelmann I 429). In his preface the author says it is an abbreviation of a longer treatise of the same nature composed earlier. The fly-leaf erroneously states that the present manuscript contains the first part only of the work. It was completed in 569/1173.

Beginning:

قال العبد الضعيف تولاه الله بعصمته وخص اسلافه  
برحمته هذا ما اختصرته من كتاب سبق مني جمعه  
وتصنيفه ونظمه وتاليفه في نفايس اجناس الواقعات الخ

The work comprises the usual kitābs (each with many bābs) of a work on *furū'*. They are described in a number of folios much damaged, prefaced to the volume.

End:

وانسدنى القاضى الامام الى زيد الدبوسى رحمه  
الله عليه شعر جهدت لتاصيل الدمايل فى الورى  
فرفقنى ربى مماطاش عن سهى فاجيت ما فد  
مات عن سنن الهدى لمستبطنى الاحكام بالراى  
والفهم تمت الكتاب الخ

For other copies see Būhār II, no. 168;  
Āṣafiyah, p. 1054; Bankipore XIX (i), no.  
1674.

Printed on margins of *Fatāwī-i Qāḍikhān*,  
Lucknow 1293-5/1876-8, and separately  
1310/1892-3.

H. Kh. IV 358.

### 1641

Foll. 195; 10 × 5½ in.; ll. 19; nasta'liq; rubrica-  
tions; worm-eaten and injured by damp; 18th  
century. [DELHI 641]

#### al-Fatāwī al-Sirājīyah.

Another copy, uncompleted, of the same  
work containing the kitābs from *ṭahārah*  
to *farā'id*. The fly-leaf bears the title فتاوى  
سراجى.

### 1642

Foll. 290; 9 × 5¼ in.; ll. 17; large coarse naskhī  
with some additions in a smaller hand; rubrica-  
tions; 17th century. [DELHI 643]

#### al-Fatāwī al-Sirājīyah.

Another copy of the same work, prefaced  
by a list of contents. This is a complete copy.

### 1643

Foll. 499; 12¼ × 8½ in.; ll. 29; naskhī; rubrica-  
tions; margins ruled; slightly worm-eaten; 19th  
century. [DELHI 625]

فتاوى قاضىخان

#### Fatāwī-i Qāḍikhān.

A well-known collection of legal opinions  
according to the Hanafī code compiled by  
Fakhr al-Dīn Abū 'l-Maḥāsīn Ḥasan b.  
Maṣṣūr al-Ūzjandī al-Farghānī, commonly

known as Qāḍikhān (d. 592/1196; cf. Ibn  
Quṭlūbughā 16 and 56, Brockelmann I 376,  
and H. Kh. IV 364). In some copies there is  
a statement, lacking in the present one, that  
the author began the dictation of the work  
in 578. The present manuscript contains  
numerous errors of transcription.

Beginning:

الحمد لله رب العالمين والصلوة على رسوله محمد  
وأله اجمعين حمدا يقربنا الى مرضات الله الخ

The work comprises the ordinary divi-  
sions of a treatise on furū', from the *kitāb*  
*al-ṭahārah* to the *kitāb al-ḥajr*. A table of  
contents is prefixed to the volume.

End:

لا يجوز وقفه وان اذن له القاضى فيما اقتنا [sic]  
بصحة الحجر على الحر البالغ كما هو مذهب  
ابويوسف ومحمد رحمهما الله والله اعلم الخ

For other copies see Loth 210 (for the  
first half only); Brit. Mus. 1604; Bankipore  
XIX (i), nos. 1623-6; Āṣafiyah, p. 1056;  
Berlin 4813 (fourth part only). Printed  
Calcutta, 4 vols., 1835; Lucknow 1293-5/  
1876-8.

H. Kh. IV 364.

### 1644

Foll. 500, both ends defective; 10¼ × 6¾ in.; ll. 25;  
well-written naskhī; rubrications; ruled margins;  
occasional marginal comments; injured by damp  
and insects; 17th century. [DELHI 526]

#### Fatāwī-i Qāḍikhān.

Another copy of the same work, con-  
taining the kitābs from *ṭahārah* to *qadā'*.

### 1645

Foll. 444; 11¾ × 7 in.; ll. 23; nīm-shikastah;  
rubrications; date 1241/1825-6. [DELHI 627]

#### Fatāwī-i Qāḍikhān.

The second part of the same work,  
containing the kitābs from *buyū'* to *ḥajr*.

## 1646

Foll. 7-469 (lacuna at 455<sup>b</sup>); 12 $\frac{3}{8}$  × 8 in.; ll. 25; naskhī; rubrications; end folios injured by damp; date 1180/1766-7.

## Fatāwī-i Qāḍikhān.

Another copy of the latter part of the work, containing the kitābs from *ijārāt* to *hajr*. The text is preceded by a table of contents to the whole work.

## 1647

Foll. 67, end defective; 7 $\frac{1}{4}$  × 5 $\frac{1}{8}$  in.; ll. 15; naskhī; rubrications; some marginal comments; 19th century. [DELHI 629]

## Fatāwī-i Qāḍikhān.

The first part of the same work, containing the *kitāb al-ṭahārah* and the earlier part of the *kitāb al-ṣalāh*.

## 1648

Foll. 277 (in two parts, 1-93, 94-277), end defective; 11 × 9 $\frac{1}{4}$  in.; naskhī in a Persian hand in the first part and in a more cursive, ill-written, hand in the second; rubrications (in the first part only); some marginal comments; worm-eaten; 18th century. [DELHI 630]

## Fatāwī-i Qāḍikhān.

The latter half of the same work, containing the kitābs from *buyū'* to *shirkah*.

## 1649

Foll. 494 (Arabic numeration faulty after 346); 8 $\frac{1}{8}$  × 5 $\frac{1}{2}$  in.; ll. 24; naskhī in a variety of hands; rubrications; some injury from damp and insects; 18th century. [DELHI 640]

## فصول الاستروشنی

## Fuṣūl al-Ustrūshanī.

A handbook of decisions on disputed questions of furū' having a practical bearing, by the Hanafī legist Muḥammad b. Maḥmūd al-Ustrūshanī (d. 632/1234; cf. Brockelmann I 380, no. 35; Bankipore XIX (i),

p. 164 f.). According to H. Kh. IV 433, the work was completed in 625/1228 after 32 years and 7 months of labour.

## Beginning:

الحمد لله الذى مهد دين الاسلام واحكم اساسه  
بيان القضا والاحكام الخ

The work comprises 30 faṣls described in 10 folios prefixed to the volume.

## End:

فان الله دع' يقول فى فوايه الحق وفوق كل ذى  
علم علیم والحمد لله الخ

For other copies see Bankipore XIX (i), no. 1681, Rāmpūr 446-7. H. Kh. IV 432 f.

## 1650

Foll. 395 (defective at both ends, with sundry lacunae in the body of the text); 10 × 7 $\frac{1}{8}$  in.; ll. 25; naskhī; without rubrications; worm-eaten; 17th century. [DELHI 639]

## Fuṣūl al-Ustrūshanī.

Another copy of the work of al-Ustrūshanī.

## 1651

Foll. 279; 9 $\frac{3}{4}$  × 5 $\frac{1}{2}$  in.; ll. 23; cursive naskhī; rubrications; scattered marginal comments; date 985/1577. [DELHI 645]

## قنية المنية لتتميم الغنية

## Qunyaḥ al-munyaḥ li-tatmīm al-Ghunyah.

A selection of fatāwā on Hanafī furū', taken from the *Ghunyah al-fuqahā* of Fakhr al-Dīn Badī' b. Abī Maṣūr al-'Arabī (H. Kh. IV 572 calls him "al-'Irāqī") and enlarged with additions from other sources by Abū 'l-Rajā Mukhtār b. Maḥmūd Najm al-Dīn al-Zāhidī (d. 658/1260; cf. H. Kh. loc. cit., Ibn Quṭlūbughā 223, Brockelmann I 382). H. Kh. quotes an opinion to the effect that the work is



notorious among the learned for the "weakness" of its traditions because the author was a Mu'tazilī. The compiler of the table of contents which prefaces the present manuscript appends a list of Mu'tazilī writings which the author has used in the course of the work.

Beginning:

الحمد لله الذى اوضح معالم العلوم واعلى منارها  
ونشر فى ملكوت السموات والارض اضواءها وانوارها الخ

The work comprises the ordinary kitābs of a treatise on furū'. They are set out in the prefixed table of contents.

End:

ولو قال حكمت على وكيل المدعى عليه لا نصح  
من محضر من الوكيل

For other copies see Brit. Mus. 199 and Suppl. 281; Cairo III 99; Munich 288-9.  
H. Kh. iv 572.

### 1652

Foll. 624, end defective;  $10\frac{3}{4} \times 6\frac{3}{4}$  in.; ll. 23; regular naskhī; rubrications; some damage from insects; 18th century. [DELHI 636]

فصول الاحكام فى اصول الاحكام

Fuṣūl al-iḥkām fī uṣūl al-aḥkām.

The work is sometimes known, erroneously, as *Fuṣūl al-Imādī*. It is a Ḥanafī text-book dealing with the processes of the law and the application of the furū' in civil actions and the author is Abū 'l-Faṭḥ Zain al-Dīn 'Abd al-Raḥīm b. Abi Bakr al-Farḡhānī, who completed it in 651/1252 and died at some time after 670/1271 (cf. Brockelmann I 382). According to H. Kh. iv 440, the authorship was disputed, some ascribing the work to Jamāl al-Dīn b. 'Imād al-Dīn al-Ḥanafī.

Beginning:

وباسمه يبداء كل كتاب ويختتم وينشر كل خطاب  
وينظم الخ

The work comprises 40 faṣls, which are described in the preface (foll. 2-10).

End (as here extant):

الميزاب اذا كان منصوبا الى دار الغير فاختلعا  
فقال صاحب الميزاب لى حق اجزاء الماء الخ

For other copies see Brit. Mus. 1606; Bankipore XIX (i), nos. 1685-8; Aṣafīyah, p. 1098; Berlin 4888 (where the contents are fully described); Cairo III 97. With the *Fuṣūl* of al-Ustrūshānī the work was the basis of the *Jāmi' al-Fuṣūlain* by Maḥmūd b. Isrā'īl (called Ibn Qāḍī Samāwunaḥ), which was printed at Būlāq, 2 vols., 1300-1/1883-4.

H. Kh. iv 440.

### 1653

Foll. 339 (Arabic numeration faulty after 52);  $10\frac{1}{2} \times 7\frac{1}{4}$  in.; ll. 28; regular naskhī, with one small section in a different hand from the rest; rubrications; margins ruled; scattered marginal comments; date 1135/1723; copyist, Ḥafīz Pīr Muḥammad b. Shaikh Khalāṣ Muḥammad of Haranpūr, pargānah ? Nandanpūr. [DELHI 637]

Fuṣūl al-iḥkām fī uṣūl al-aḥkām.

Another copy of the work by Abū 'l-Faṭḥ Zain al-Dīn al-Farḡhānī. The colophon entitles it *الفصول العمادية فى علم الفقه*.

### 1654

Foll. 136;  $9\frac{3}{8} \times 5\frac{1}{8}$  in.; ll. 11; large and ornamental but incorrect nasta'liq; rubrications; margins ruled; tawdir 'unwān, injured by damp; later folios red and black in alternate lines; 18th century. [DELHI 691]

منية المصلّى وغنية المبتدى

Munyaḥ al-muṣallī wa-ghunyaḥ al-mubtadī.

A short treatise on ceremonial lustration and worship. The author's name does not appear, but he has been identified as Sadīd al-Dīn al-Kāshgharī. His date is unknown but he is judged, from the works he quotes, to have lived in the 7th century Hijrī (cf. H. Kh. vi 227; Brockelmann I 432; Bankipore XIX (i), p. 170).

Beginning:

الحمد لله رب العالمين... اعلّموا وفقمّر الله تعالى  
وايانا ان انواع العلوم الخ

The following sections are comprised in the work:

Fol. 4a	كتاب الصلوة
Fol. 17a	فصل فى التيمم
Fol. 26a	فصل فى المياه
Fol. 30a	فصل فى الحيض
Fol. 35a	باب المسح على الخفين
Fol. 38b	كتاب الصلوة
Fol. 48b	فصل فى النجاسة
Fol. 56b	فصل فى الاسار
Fol. 94b	فصل فى ضعف الصلوة
Fol. 105a	فيما يكره فعله الخ
Fol. 111b	فى السنن [sic] الصلوة
Fol. 123b	فى السجدة [sic] السهو

End:

ولو قرأ حماله الحطب بالياء تفسد ولو قرأ من  
الجنه والناس بنصب الجيم لا تفسد

For other copies see Loth 357-8; Brit. Mus. 130, Suppl. 290; Rāmpūr 585-9; Āsafiyah, p. 1108; Bankipore XIX (i), no. 1689; Berlin 3542-3. Printed Kazan 1889; lithographed Delhi 1873, Lahore 1876, Bombay 1302/1885, etc.

H. Kh. VI 227.

### 1655

Foll. 12-157;  $8\frac{5}{8} \times 5\frac{3}{4}$  in.; ll. 7; well-written naskhī with interlinear Persian translation in nasta'liq; rubrications; 17th century. [DELHI 692b]

#### Munyaḥ al-muṣallī.

Another copy, good and correct, of the work by Sadīd al-Dīn. It is shorter than the previous one by a few lines.

L. A. M.

### 1656

Foll. 86;  $9\frac{1}{8} \times 6\frac{1}{4}$  in.; ll. 13; nasta'liq; rubrications; copious marginal and inset comments; 18th century. [DELHI 693]

#### Munyaḥ al-muṣallī.

Another copy of the work by Sadīd al-Dīn. A short additional chapter, headed باب السجدة, is attached at the end.

### 1657

Foll. 132;  $8\frac{3}{8} \times 5\frac{1}{4}$  in.; ll. 11; naskhī, foll. 2 and 3 in a different hand; rubrications; margins ruled; scattered marginal comments; slightly worm-eaten; 18th century. [DELHI 694]

#### Munyaḥ al-muṣallī.

Another copy of the work by Sadīd al-Dīn.

### 1658

Foll. 86;  $9\frac{1}{4} \times 5\frac{1}{8}$  in.; ll. 13; naskhī; rubrications; margins ruled; worm-eaten; many folios badly repaired; 18th century. [DELHI 695]

#### Munyaḥ al-muṣallī.

Another copy of the work by Sadīd al-Dīn.

### 1659

Foll. 3-83;  $8\frac{1}{2} \times 5\frac{7}{8}$  in.; ll. 13; nasta'liq; rubrications; 19th century. [DELHI 696a]

#### Munyaḥ al-muṣallī.

Another copy of the work by Sadīd al-Dīn.

### 1660

Foll. 16-125;  $8\frac{1}{8} \times 5\frac{1}{8}$  in.; ll. 12; naskhī, with some vocalisation added, apparently by a young student; rubrications; scattered marginal and interlinear comments; 19th century. [DELHI 697c]

#### Munyaḥ al-muṣallī.

Another copy of the work by Sadīd al-Dīn. The fly-leaf states erroneously that this is the first part only.

## 1661

Foll. 111;  $6\frac{3}{4} \times 5\frac{3}{8}$  in.; ll. 11; naskhī; rubrications; copious marginal and interlinear notes; worm-eaten; 18th century. [DELHI 698]

## Munyaḥ al-muṣallī.

Another copy of the work by Sadīd al-Dīn.

## 1662

Foll. 90;  $8\frac{1}{8} \times 5\frac{1}{8}$  in.; ll. 12; coarsely-written naskhī; rubrications, not consistently supplied; date 1224/1809. [DELHI 699]

## Munyaḥ al-muṣallī.

Another copy of the work by Sadīd al-Dīn.

## 1663

Foll. 104;  $8\frac{5}{8} \times 6\frac{1}{8}$  in.; ll. 11; large inelegant naskhī; rubrications; scattered marginal and interlinear comments in Arabic and Persian; date 1275/1858-9. [DELHI 700]

## Munyaḥ al-muṣallī.

Another copy of the work by Sadīd al-Dīn.

## 1664

Foll. 77;  $7\frac{7}{8} \times 6$  in.; ll. 13; poorly-written nasta'liq; rubrications; margins ruled; date 1245/1829-30. [DELHI 701]

## Munyaḥ al-muṣallī.

Another copy of the work by Sadīd al-Dīn.

## 1665

Foll. 9-35;  $11\frac{1}{4} \times 6\frac{7}{8}$  in.; ll. 20; cursive (Indian) naskhī; rubrications; 19th century. [DELHI 702b]

## Munyaḥ al-muṣallī.

Another copy of the work by Sadīd al-Dīn.

## 1666

Foll. 17-80;  $8\frac{3}{4} \times 5$  in.; ll. 14; nasta'liq; rubrications; slightly worm-eaten; 18th century. [DELHI 703c]

## Munyaḥ al-muṣallī.

Another copy of the work by Sadīd al-Dīn.

## 1667

Foll. 135;  $11\frac{1}{2} \times 7\frac{3}{8}$  in.; ll. 19; nasta'liq; rubrications; original text overlined red; 19th century. [DELHI 593]

شرح منية المصلي

## Sharḥ Munyaḥ al-muṣallī.

(Also called *Ghunyaḥ al-muṣallī*.)

A commentary (*mamzūj*)—according to a note on the fly-leaf the first part only—by Ibrāhīm b. Muḥammad b. Ibrāhīm al-Ḥalabī (the text of the present manuscript reads الجلبى), who died in 956/1549 (cf. Brockelmann I 432), on al-Kāshgharī's *Munyaḥ al-muṣallī*, a treatise on ritual purification and on worship. This is, the author states in his preface, a work additional to his longer commentary, المنجلى.

Beginning:

الحمد لله الذى جعل العبادة مفتاح السعادة ومطمح  
السيادة وملهم الحسن والزيادة الخ

The following chapter-headings are provided:

Fol. 3a	كتاب الطهارة
Fol. 18a	فصل فى التيمم
Fol. 26a	فصل بيان احكام المياه
Fol. 28a	فصل فى بيان احكام الحيض
Fol. 36a	فصل فى نواقض الوضوء
Fol. 42a	فصل فى النجاسة
Fol. 47b	فصل فى الآسار
Fol. 84a	فصل فى صفة الصلوة
Fol. 102a	باب فى السنن

Fol. 113a	فصل فيما يفسد الصلوة
Fol. 120a	فصل في سجود السهو
Fol. 127a	فصل في بيان زلة القارى
Fol. 131b	الفصل الثانى تخفيف المشدود الخ

End:

واختاره بعض المتأخرين وقيده بعضهم بما ان لم يكن في صلوة الفرض

For other copies see Loth 359, 1; Āṣafiyah, p. 1092; Munich 166-9; Paris 1149-51; Cairo III 69. Printed Constantinople 1312/1894-5.

H. Kh. VI 228.

### 1668

Foll. 256; 11 $\frac{7}{8}$  × 8 in.; ll. 25; clear naskhī; rubrications; first and last folios damaged; worm-eaten; a few marginal comments; 17th century. [DELHI 594]

حلية<sup>1</sup> المحلى وبغية  
المهتدى فى شرح منية  
المصلى

Hilyah al-muḥallī wa-bughyah  
al-muhtadī fī sharḥ Munyah  
al-muṣallī.

A commentary by Muḥammad b. Muḥammad, known as "Ibn Amīr al-Ḥāj al-Ḥalabī" (d. 879/1474; cf. *Ḥadā'iq al-Ḥanafiyah*, p. 234; Brockelmann I 432), on al-Kāshgharī's *Munyah al-muṣallī*. The work was completed in 865/1461.

Beginning:

الحمد لله عظيم الفضل والطول شديد القوة  
والحول الخ

Text and commentary are introduced by م and ش respectively.

<sup>1</sup> The copyist (fol. 2a) writes المتحلى

The following chapter-headings are provided:

Fol. 5a	كتاب الصلوة
Fol. 13b	اما الشرائط
Fol. 14a	اما فرائض الوضو
Fol. 59a	اما الطهارة الكبرى
Fol. 88a	فصل فى التيمم
Fol. 117a	فصل فى المياه
Fol. 125a	فصل فى الحيض
Fol. 135b	فصل فى المسح على الخفين
Fol. 154a	فصل فى نواقض الوضو
Fol. 205a	فصل فى الآسار
Fol. 249b	اما الشرط الثالث الخ

End:

ولا باس بالنظر اليها ومسها فى الفتاوى الظهيرية  
وغيرها وهو ظاهر والله... اعلم

Author's colophon:

نجز تبيض هذا السفر المبارك من حلية المحلى  
وعنية [sic] المهتدى فى شرح منية المصلى وعنية  
المجتدى بفصل الله ومعونته... على يدي مولفه...  
محمد بن محمد بن محمد... مشتهر بابن امير  
الحاج الحلى الحنفى... فى مدة... شهر شعبان  
المكرم فى سنة خمس وستين وثمانميه... بالدرسه  
النورية المعروفة بالحللاوية... بحلب المحروسة...

For other copies see Bankipore XIX (i), no. 1690; Paris 1147-8; Cairo III, p. 41.

H. Kh. VI 228.

### 1669

Foll. 202 (originally 246, defective at beginning, lacunae in other places); 7 $\frac{3}{8}$  × 6 $\frac{1}{8}$  in.; ll. 17; well-written naskhī, sometimes vocalised; beginnings of paragraphs overlined; some marginal comments; worm-eaten; date 650/1252; copyist, Muḥammad b. Muḥammad, known as al-Ḥusām. [DELHI 603]

A work on Ḥanafī furū', lacking title and author's name. Cases discussed are grouped



under the ordinary headings of a treatise on furū' and most chapters with the isnād, محمد عن يعقوب عن ابي حنيفة.

Beginning (as here extant):

... لا يُورى الاصابع منه جاز المسح ولو ظهر من الخلق الابهام الوسطى والخصر وبين كل اصبع شى الخ

The first complete section begins:

النوع الثالث فى كيفية السم

End:

نزلت الاله فى النعر فثبت ان عند ذلك نصر من... بيان ويخاطب به المخاطبون من اهل الانمان والله المستعان وعليه التكلان

? H. Kh.

## 1670

Foll. 122; 8 $\frac{3}{4}$  × 5 $\frac{1}{4}$  in.; ll. 19; nasta'liq; rubrications; some damage from insects; date 1059/1649. [DELHI 647]

### الفتاوى الكافورية

#### al-Fatāwī 'l-Kāfūriyah.

A compilation of legal opinions from a number of Ḥanafī text-books, e.g. *Hidāyah*, *Sirājiyah*, *Kubrā*, *Ṣughrā*, *Jāmi' al-Kabir*, *Jāmi' al-Ṣaghīr al-Ūzjandī*, etc., each of which is represented in the text by an initial or other letter. The author is Muḥammad b. Ḥājī b. Muḥammad b. Ḥasan al-Samarqandī, who dedicated the work to Khwājah Kāfūr, governor of Zafarābād in the reign of Firūz Shāh (? Taghlaq—752/1351—799/1397).

Beginning:

الحمد لله الذى صرفنا فاهمنا الى معرفة الشرائع والاحكام والصلوة على رسوله الخ

The work comprises the ordinary kitābs of a treatise on furū'—each with numerous short faṣḥs—but in an order differing a little from the usual one.

End:

نصف الخارج فى المضروب يحصل نصف المضروب وهو ثلثة ثم اقسر سهام البنات

No other copies appear to be recorded. Not noted in H. Kh.

## 1671

Foll. 296, end defective and lacunae after 8, 14 and 18; foll. 22 and 19–21 in that order should follow 52; 7 $\frac{3}{4}$  × 6 in.; ll. 15; large sprawling naskhī with numerous additions in a later hand; frequent marginal comments; principal portion worm-eaten; 13th century (a note on the fly-leaf states the manuscript is an autograph).

[DELHI 649]

### الفتاوى الظهيرية

#### al-Fatāwī al-Zahīriyah.

The first part of a work dealing with cases of Ḥanafī furū', by the Qāḍī Muḥammad b. Aḥmad, Zāhir al-Dīn al-Bukhārī, muḥtasib at Bukhārā (d. 619/1222; cf. H. Kh. iv 362 and a note on the fly-leaf of the present manuscript quoted below, and also Brockelmann i 379 and Bankipore xix (i), p. 163).

Beginning:

الحمد لله المتفرد بالعلاء المتوحد بالبقاء الدافع ضرار البلاء الخ

The contents of the present copy are the kitābs of the earlier part of a work on furū', from *ṣahārah* to *ṣalāq*. They are fully described in foll. 297–300 appended to the text.

End (last complete section):

ولو كان الحبل من زوج لا ضمان على العاصب فيه على كل حال فان ماتت عنده من ذلك ولو ان المولى هو الذى احبلها الخ

[A note on the fly-leaf contains the following particulars about the author:

هو القاضى الامام محمد بن احمد بن عمر القاضى ظهير الدين البخارى المحتسب ببخارا صاحب الفتاوى

والفوائد الظهيرية المقبولتان المعمولتان المتداولتان	[(missing)]	(4) فى المستحبات
بين ايدى العلماء تلميذ استاذ الاجل السح الامام	Fol. 6a	(5) فى المحرمات
ظهير الدين ابو المحاسن بن على المرغينانى... اليه	Fol. 6b	(6) فى الملوهات
رياسة العلع [?] بعد الستمانه [ومات رحمه الله سنه	Fol. 8a	(7) فى المباحات
تسع عشر وستمائه]	Fol. 8b	(8) فى المفسدات

For other copies see Rāmpūr, nos. 371-2; Āṣafīyaḥ, p. 1054; Bankipore XIX (i), nos. 1678-80.

H. Kh. iv 362.

### 1672

Foll. 3-8, lacuna between 5 and 6;  $9\frac{1}{8} \times 4\frac{3}{4}$  in.; ll. 12; naskhī; rubrications; copious marginal and interlinear comments; 17th century.

[DELHI 687a]

#### خلاصة الكيدانى

#### Khulāṣaḥ al-Kaidānī.

This is the work which has usually been called مطالب المصلى (cf. Berlin 3524; Brockelmann II 198). A work with the same beginning appears in H. Kh. vi 83 f. as مقدمة الصلوة. It is a short treatise on the classes of acts recognised by the shar', with special reference to the ritual of worship. Neither title nor author's name appears but traditionally the work is ascribed to Luṭf Allāh al-Nasafī, known as al-Fāḍil al-Kaidānī (d. 983/1575), although others ascribe it to Shams al-Dīn Muḥammad b. Ḥamzaḥ al-Fanārī (d. 833/1429; cf. H. Kh. and Brockelmann, *loc. cit.*).

Beginning:

الحمد لله رب العالمين والصلوة على رسوله  
محمد... اعلم بان العبد مبتلى [sic] بين ان  
يطيع الله [sic] فيمتاب [sic] وبمن ان يعصيه  
فيعاقب [sic] الخ

The following bābs are comprised in the work:

Fol. 5a	(1) فى الفرائض
Fol. 5a	(2) فى الواجبات
[(missing)]	(3) فى السنن

End:

وترك فرض من الفرائض بلا عذر ولو طرأ فواته بدون  
اختياره وتعمد الحدث'

For other copies see Brit. Mus. 1200 (2); Āṣafīyaḥ, p. 1084; Berlin 3524; Paris (Decourdemanche Collection 1909), p. 21; Gotha 936.

? H. Kh. vi 83.

### 1673

Foll. 11;  $8\frac{3}{8} \times 5\frac{7}{8}$  in.; ll. 7; good naskhī, with interlinear Persian translation in nasta'liq; rubrications; scattered marginal comments; 17th century (date ? 1018/1609-10); copyist, Ni'mat Allāh. [DELHI 692a]

#### Khulāṣaḥ al-Kaidānī.

Another copy, complete and correct, of the same work.

### 1674

Foll. 1-8;  $8\frac{3}{4} \times 5$  in.; ll. 9; large ornamental nasta'liq; rubrications; scattered marginal and interlinear comments in Persian and Arabic; 18th century. [DELHI 703a]

#### Khulāṣaḥ al-Kaidānī.

Another copy of the same work, here called كتاب كيدانى.

### 1675

Foll. 1-8;  $11\frac{1}{4} \times 6\frac{3}{4}$  in.; ll. 14; naskhī; rubrications; margins ruled; 18th century. [DELHI 702a]

#### Khulāṣaḥ al-Kaidānī.

Another copy of the same work.

## 1676

Foll. 32, defective at the end (the present fol. 26 is misplaced and should come last);  $9\frac{3}{8} \times 5\frac{3}{8}$  in.; ll. 18; Persian naskhī, partially vocalised; rubrications; some parts worm-eaten, the last folio (26) imperfect; 19th century. [DELHI 596]

## شرح الكيداني

## Sharḥ al-Kaidānī.

This would appear to be a commentary by an author unnamed (if Gotha 936 is another copy of the work, he is there said to be Ibn Kamāl-Pāshā, d. 940/1533; cf. Brockelmann II 449) on Luṭf Allāh al-Kaidānī's *Khulāṣah*.

The preface is in Persian and begins:

معنى التسمية بالفارسية على التحقيق بنام خدای  
بی همتا آغاز میکنم الخ

Beginning (of the text):

الحمد لله رب العالمين فتح كتابه بعد التيمن  
بالتسمية بحمد الله سبحانه وتعالى ادابى [sic] لحق  
شي مما يجب عليه الخ

Text and commentary are marked by م and ش respectively.

The following chapters are comprised in the work:

[Fol. 2a	Author's preface]
Fol. 5b	باب (1) فى بيان الفرائض
Fol. 10a	باب (2) فى الواجبات
Fol. 14a	باب (3) فى بيان السنن
Fol. 17b	باب (4) فى المستحبات
Fol. 22a	باب (5) فى المحرمات
Fol. 23a	باب (6) فى المكروهات
Fol. 30a	باب (7) فى المباهات [sic]
Fol. 31b	باب (8) فى المفسدة [sic]

These correspond to the contents of the *Maṭālib al-muṣallī* (cf. Berlin 3524).

End (as here extant fol. 26):

فان المتأخرون اخذو [sic] هذا وعليه الفتوى من  
نوادير البر...

For other copies see Rosen, *Manuscripts arabes du Musée As.* (St Petersburg 1881), no. 138 (فقه كيدانى); Gotha 936.

Not noted in H. Kh.

## 1677

Foll. 2-26;  $9\frac{1}{2} \times 5$  in.; ll. 19; nasta'liq; copious marginal comments; margins ruled; worm-eaten; 18th century. [DELHI 597]

## Sharḥ Maṭālib al-muṣallī.

Another copy, complete, of the anonymous commentary on Kaidānī's *Khulāṣah*.

Beginning as in previous entry.

End:

وتعمد الحدث حتى لو لم يتعمد بالحدث لا تقسد  
به الصلوة كمن يصلى فسبعة حدث جاز ان ينصرف  
للتوضى ويتوضأ ويبنى عليه تقية صلوته، والله اعلم  
تم استخراج هذه الاحكام من المحيط والفتاوى  
الحانية والفتاوى الكبرى والكشف والهداية وميزان  
الاصول واللباب

Colophon:

تمام شد نسخه المتبركة شرح كيدانى...

## 1678

Foll. 126-174;  $8\frac{1}{2} \times 5\frac{1}{2}$  in.; ll. 12; naskhī; rubrications; passages of the original text overlined; 19th century. [DELHI 697d]

## Sharḥ al-Kaidānī.

Another copy of the commentary on the *Khulāṣah al-Kaidānī*.

## 1679

Foll. 81-109;  $9\frac{3}{8} \times 6\frac{3}{8}$  in.; ll. 17; inelegant naskhī; rubrications; date 1248/1832-3. [DELHI 713b]

## Sharḥ al-Kaidānī.

Another copy of the commentary attributed to Ibn Kamāl-Pāshā on the *Khulāṣah al-Kaidānī*.

## 1680

Foll. 1-76a; 9 $\frac{3}{8}$  × 6 $\frac{3}{8}$  in.; ll. 17; inelegant naskhī; rubrications; numerous passages overlined; date 1248/1832-3. [DELHI 713a]

## شرح الكيداني

## Sharḥ al-Kaidānī.

A commentary (*mamzūj*) on the work known as *Khulāṣah al-Kaidānī* or *Khulāṣah al-Ṣalāh*. Neither title nor author's name appears. The author mentions in his preface that he had already written a briefer commentary called *جامع للفوائد الاسلامی* on the work of Kaidānī.

Beginning:

الحمد لله الذى ابي حب [sic] التفسير على كل  
طائفة من كل قوم ليتفقوا [sic] فى الدين الخ

The chapters contained in the commentary are those of the original text.

End:

قراءة القرآن بالالحن حراماً واستماعها معصية  
وتحسينها كفر صدق يا رسول الله صلى الله عليه  
وسلم

(Is this the commentary of *Shaiḫh* Ibrahīm, Rāmpūr, p. 207, no. 265, or the anonymous commentary no. 266?)

Not noted in *H. Kh.*

## 1681

Foll. 485, end defective; 10 $\frac{1}{2}$  × 8 $\frac{1}{4}$  in.; ll. 30; cur-sive naskhī, frequently unpointed; rubrications; slightly worm-eaten; 14th century. [DELHI 725]

## فتاوى القاعدى

## Fatāwī 'l-Qā'idī.

A compilation of theoretical fiqh and of actual cases in illustration, made by Abū 'Abd Allāh Muḥammad b. 'Alī b. Abī 'l-Qāsim al-Qā'idī al-Khujandī. The work was intended to form a work of reference for muftīs. Many of the fatwās quoted in the text are those formulated by Tāj al-

Dīn Abū Bakr b. Aḥmad al-Akhsikātī al-Khujandī. Some of the quotations are in Persian.

Beginning:

الحمد لله حق حمده على منته التى لا يحيط  
بها الحد الخ

The work comprises the kitābs of an ordinary work on furū', the later ones set out in a table on fol. 1a.

End (last extant section):

قال ررى خردن ببيع وتوكيل اول نهار حو مموها  
ددد امد فسح كرد الخ

For another copy see Rāmpūr II, p. 228, no. 407.

Not noted in *H. Kh.*

## 1682

Foll. 23, ends defective; 7 $\frac{3}{4}$  × 4 $\frac{1}{8}$  in.; ll. 29; naskhī; rubrications; worm-eaten; 14th century. [DELHI 778]

Part of a manual on furū'. Title and author's name are both lacking, and a note on the cover explains that although this work is said in "the index" to deal with farā'id it is actually concerned with fiqh. Each kitāb in the book is introduced by a short statement of the *asṣ* (legal principle) involved.

Beginning (of the first complete bāb, fol. 2a):

باب الرجل يامر الرجل يشترى العبد فيجد به  
العيب الخ

The following kitābs are comprised in this section of the work:

Fol. 4b	الكفالة	Fol. 2b	الحوالة
Fol. 8a	المضاربة	Fol. 6b	الاجازات
Fol. 13b	الجنايات	Fol. 10a	الصرف
Fol. 22b			السير

End (last kitāb):

الاصل ان استيلا الكفار على اموالنا بعد الاحراز  
يقطع حقيقة المملك دون الحق الخ



## 1683

3681. Foll. 112;  $8\frac{1}{2} \times 6\frac{1}{2}$  in.; ll. 21; small cramped naskhī; rubrications; numerous marginal and interlinear comments; stained by damp; 15th century. [Purchased 11 February 1903]

A commentary upon part of a treatise on Ḥanafī furū'. Neither title nor author's name appears. (A note in the colophon reads: ... در ما ملک [sic] [كتاب شرح لما للاس [sic] [شرح الياس ?]. [i.e. ?].

Beginning:

الحمد لله الذى اثار برافته منار الاسلام هداية الى طريق الرشاد وضاء بحكمته معالم الاحكام الخ

The work contains the kitābs (each with several faṣls) on:

Fol. 13a [sic] الصلوة	Fol. 1b الطهارة
Fol. 50a الصوم	Fol. 43a الزكوة
Fol. 63b النكاح	Fol. 54b الحج
Fol. 72a الطلاق	Fol. 71b الرضاع
Fol. 99a الولاية	Fol. 94a العتاق
Fol. 101a الايمان	Fol. 99b المكاتبه

End:

لا قصا اى ولا يصح قضا لانه نوى تخصيص العام وهو خلاف الظاهر

A printed copy of the *Sharḥ Ilyās* is recorded in *Āṣāfiyah*, p. 1088.

Not noted [i.e. الياس ?] in H. Kh.

## 1684

Foll. 4-132;  $10\frac{3}{8} \times 6\frac{3}{8}$  in.; ll. 17; naskhī with occasional passages (Persian) in nasta'liq; significant words overlined; occasional marginal notes; date 1213/1798-9. [DELHI 489a]

الامينية [sic]

al-Amīniyah [sic].

(H. Kh. 1 439 calls it الامنية *al-Amniyah*.)

A hand-book of Ḥanafī fiqh (furū') by Muḥammad Amin ibn 'Ubaid-Allāh al-Mu'minābādī who studied at Bukhārā

and composed his work for the benefit of its inhabitants, whence parts of it are in Persian.

Beginning:

يا دائما للفضل علينا بتوفيق محامدك ويا باسطا لا يدينا للتمنى ثائك اهدنا هداية كافية على وجه الكفاية اختر على الخير امورنا من البداية الى النهاية الخ

There are numerous quotations from the *Hidāyah*, the *Wiqāyah* and similar works and contains the ordinary chapter-headings (sometimes labelled faṣl and sometimes kitāb) of works dealing with furū'.

End:

ولو قال المريض تيمار فرزندان من بعد از من بر تو او قال انت وكيلى فى تركتى او سلمت الاولاد اليك بعد موتى فذلك ايضاً وفى قاضى الامام ظهير الدين لو قال فرزندان مرا ضائع كما قال لا يصير وصياً الحمد لله الذى وفقنى بكتابة هذا الكتاب

No other copies appear to be recorded.

H. Kh. 1 439.

## 1685

Foll. 4-184, ends defective;  $8\frac{3}{8} \times 6\frac{3}{8}$  in.; ll. 10; good naskhī, partially vocalised; rubrications; occasional interlinear and marginal comments; slightly worm-eaten; 17th century. [DELHI 493]

Part of a work dealing with furū'. It is called on the fly-leaf كتاب انوار البروق by the Imām Mālik [sic], but this is not the work of that title by Shihāb al-Dīn Aḥmad b. Idrīs al-Qarāfī al-Mālikī (for whom see H. Kh. 1, p. 469; Brockelmann 1 385).

Beginning (the first bāb here extant):

باب فى الاكفاء قريش بعضهم اكفاء ببعض والعرب بعضهم اكفاء ببعث قال رسول الله عمر قريش بعضهم اكفاء ببعث والعرب بعضهم اكفاء ببعث قبيلة بقبيلة الخ

The following kitābs are marked (original foliation):

Fol. 101 <i>b</i>	الايمان	Fol. 93	العتاق
Fol. 120 <i>a</i>	السرقه	Fol. 110 <i>b</i>	الحدود
Fol. 136 <i>b</i>	البيوع	Fol. 124 <i>b</i>	السير
Fol. 170 <i>a</i>	الضمان	Fol. 169 <i>b</i>	الحوالة
Fol. 183 <i>b</i>	الوكالة	Fol. 171 <i>b</i>	القضاء
Fol. 188 <i>b</i>	الاقرار	Fol. 187 <i>b</i>	الدعوى
Fol. 190 <i>b</i>	المضاربة	Fol. 189 <i>b</i>	الصلح
Fol. 194 <i>a</i>	العارية	Fol. 193 <i>b</i>	الوديعة
Fol. 196 <i>a</i>	الاجارات	Fol. 194 <i>b</i>	الهبة
Fol. 207 <i>a</i>	الماذون	Fol. 202 <i>a</i>	المكاتب
Fol. 209 <i>b</i>	الشفعة	Fol. 207 <i>b</i>	الغصب
Fol. 210 <i>a</i>	الخراج	Fol. 209 <i>b</i>	المزارعة
Fol. 211 <i>b</i>	الكراهية	Fol. 210 <i>b</i>	الذبايح
Fol. 216 <i>a</i>	الاشربة	Fol. 215 <i>b</i>	العتق
Fol. 217 <i>a</i>	الرهن	Fol. 217 <i>a</i>	الصيد
Fol. 232 <i>a</i>	الوصايا	Fol. 220 <i>a</i>	الجنايات

End (as here extant):

فلمهوصى الامر وتلث الولد وقال له ثلثا كل واحد  
منهما لان الولد صار...

### 1686

Foll. 252, defective at both ends;  $10\frac{1}{4} \times 7\frac{3}{4}$  in.; ll. 31; regular naskhī, points sometimes lacking; rubrications; a few margins ruled; slightly worm-eaten and the last folio injured by damp; 15th century. [DELHI 598]

A commentary on the latter part of a treatise on furū'. The name of the author and the title of the book are both missing. There are frequent quotations from verses attributed to Zamakhsharī, Ḥātim, Nābighaḥ, Qushairī, Ḥassān ibn Thābit and to others unnamed.

Beginning (of first complete paragraph):

قال وكذا بغيره اي بغير المقتل كالالية والعصد  
والفخذ ان تورم وتالمر حتى مات فيجب القصاص الخ

L. A. M.

Passages of the original text are introduced by قال. The following chapter-headings are provided:

Fol. 13 <i>b</i>	باب كيفية القصاص ومستوفيه الخ
Fol. 25 <i>a</i>	كتاب الديات
Fol. 39 <i>a</i>	باب موجبات الدية والعاقلة الخ
Fol. 54 <i>b</i>	كتاب الردة
Fol. 58 <i>b</i>	كتاب الزنا
Fol. 66 <i>a</i>	كتاب قطع السرقه
Fol. 75 <i>a</i>	كتاب قاطع الطريق
Fol. 78 <i>a</i>	كتاب الاشربة
Fol. 82 <i>a</i>	كتاب الصيال وضمان الولاة
Fol. 88 <i>b</i>	كتاب السير
Fol. 106 <i>b</i>	كتاب الجزية
Fol. 116 <i>b</i>	باب الهدنة
Fol. 119 <i>a</i>	كتاب الصيد والذبايح
Fol. 128 <i>a</i>	كتاب الاضحية
Fol. 135 <i>a</i>	كتاب الاطعمة
Fol. 143 <i>a</i>	كتاب المسابقة
Fol. 148 <i>a</i>	كتاب الايمان
Fol. 163 <i>b</i>	كتاب النذر
Fol. 170 <i>b</i>	كتاب القضا
Fol. 191 <i>a</i>	باب القضاء على الغائب
Fol. 196 <i>b</i>	باب القسمة
Fol. 200 <i>b</i>	كتاب الشهادات
Fol. 235 <i>a</i>	كتاب الدعوى
Fol. 242 <i>b</i>	كتاب التدبير

End (last complete section):

قال ولا ينسخ بجنون المكاتب لان ما كان لازما  
من احد الطرفين لا ينسخ... كالرهن الخ

? H. Kh.

### 1687

Foll. 159;  $7\frac{1}{8} \times 5\frac{1}{2}$  in.; ll. 19; small clear naskhī; rubrications; some marginal notes; date 1080/1669-70. [DELHI 512]

## تنوير الابصار وجامع البحار

### Tanwīr al-absār wa-jāmi' al-bihār.

A concise manual of Ḥanafī 'furū' by Shams al-Dīn Muḥammad ibn 'Abd Allāh ibn Shihāb al-Dīn Aḥmad al-Timurtāshī (d. 1004/1596; cf. *Khulāṣah al-athar* IV 18-20; Brockelmann II 311). The title-page says erroneously that the present volume contains the first part only of the work. It was compiled in 995/1587 (cf. H. Kh. II 453).

Beginning:

حمدا لمن احكم احكام الشروع والشريف واعلا مناره  
واعز من قادر باعيابه [sic] واغلا مقداره الخ

The work contains the usual chapters of works on fiqh; a table of contents is prefixed beginning with the كتاب الطهارة and ending with the كتاب الفرائض.

End:

وتترك كل دين كسبهم وارث ومن صالح من  
الورثة والغرما على شيء منها طرح ثم قسم الباقي  
على سهام من بقى منهم

For other copies see Loth 273-4, which also contain the commentary *Mīnah al-Ḥaffār*; Brit. Mus. 221, and Hand-list, p. 29; Manchester 181; As. Soc. Bengal (Ashraf Ali), p. 13; *Āṣafīyah*, p. 1078; Berlin 4620-1.

H. Kh. II 453.

### 1688

Foll. 627;  $7\frac{1}{8} \times 5\frac{7}{8}$  in.; ll. 15-20; naskhī, at first large and clear, then in a smaller hand; rubrications; some marginal comments; worm-eaten; 18th century (last folio bears the date 1188/1774). [DELHI 542]

## الدر المختار في شرح تنوير الابصار

### al-Durr al-mukhtār fī ṣharḥ Tanwīr al-absār.

A commentary on Timurtāshī's *Tanwīr al-absār*, by Muḥammad 'Alā al-Dīn ibn 'Alī al-Ḥaskafī al-Ḥanafī al-'Abbāsī. The

work is an abbreviation of *Khazā'in al-asrār*, a larger commentary on the same text by the author, who tells us in his colophon that he was Imām in the Umayyad Mosque and then Muftī at Damascus and that he completed the work in 1071/1660. He died in 1088/1677; cf. Brockelmann II 311 and Bankipore XIX (i), p. 17.

Beginning:

حمدا لك يا من شرحت صدورنا بانواع الهدايا  
سابقا ونورت بصائرنا بتنوير الابصار الخ

The chapter-headings are those of the original, for which see no. 1687.

End:

وان كان كل الناس رده عن حد فتقبلني مع  
ماتن واستاد وتحشرنا جميعا مع المصطفى احمد  
واخواننا السدى لنا الخير دايمًا ووالدنا داع لنا طالب  
الرشد وهذا ما علقه المص' رحمه الله تعالى واصوله  
وفروعه ومشايخه وتلامذته الخ

For other copies see Brit. Mus. 222, and Hand-list, p. 29; Manchester 182; Bankipore XIX (ii), nos. 1763-4; Rāmpūr 189-91; As. Soc. Bengal (Ashraf Ali), p. 14; Berlin 4623-5. Printed Calcutta 1243/1827-8, Lucknow 1280/1863-4, Bombay 1309/1891-2, etc.

Not noted in H. Kh.

### 1689

Foll. 227;  $13\frac{1}{4} \times 8\frac{1}{8}$  in.; naskhī; rubrications; numerous passages overlined in red; scattered marginal comments; 18th century. [DELHI 518]

## الفتاوى الحمادية

### al-Fatawī al-Ḥammādiyah.

A manual of Ḥanafī 'furū' compiled by Abū 'l Fath Rukn ibn Ḥusām (al-Dīn) al-Muftī al-Nāgūrī (? 9th century of the Hijrah) and his son Dāwud at the instance of the qādī Ḥammād al-Dīn Aḥmad, son of the Qādī al-qudāh Akram (of Nahrwālā in Gujerat). The numerous sources used are set out in the preface of the book.

Beginning:

الحمد لله الذى نور قلوب الموحدين بنور التوحيد  
والايمان وشرح صدور العلماء لقبول الاس[لام]  
الاحسان الخ

The work contains the ordinary kitābs common in works on furū', beginning with the *kitāb al-tahārah* and ending with the *kitāb al-farā'id*.

End:

من حاشية القدورى من الاعيان والغلات والاخياف  
وكذا باختين وكذا باخ واخت ومنه من اى جبهه  
كانا وبالوالد والولد ايضا

[The wording is corrected in the margin to وبالاختين والاخ من اى جبهه كانا]

For other copies see Manchester 204; Bankipore XIX (ii), no. 1723; Būhār II, no. 162; Rāmpūr, p. 222; As. Soc. Bengal (Ashraf Ali), p. 14. Printed Calcutta 1241.

Not noted in Ḥ. *Kh.*

## 1690

Foll. 171; 12 × 8½ in.; ll. 25; nasta'liq; rubrications; some folios damaged; marginal comments; date 1238/1822-3. [DELHI 519]

### al-Fatāwī al-Ḥammādiyah.

Another copy of the work by Abū 'l-Faḥ Rukn b. Ḥusām al-Nāgūrī and his son Dāwud. A list of contents precedes the work.

## 1691

Foll. 280; 10½ × 5¾ in.; ll. 23; nasta'liq; rubrications; some marginal comments; date 1100/1690. [DELHI 520]

### al-Fatāwī al-Ḥammādiyah.

Another copy of the work by Abū 'l-Faḥ Rukn al-Nāgūrī and his son Dāwud. The fly-leaves of the manuscript contain a table of contents and numerous legal notes and comments in a variety of hands.

## 1692

Foll. 599—Arabic foliation after fol. 360 is faulty, fol. 598 badly damaged; 8¾ × 5½ in.; ll. 17; nasta'liq, points frequently omitted; illuminated 'unwān; rubrications; margins ruled; worm-eaten; 18th century. [DELHI 515]

### نور العين فى اصلاح جامع الفصولين

#### Nūr al-'ain fī iṣlāḥ Jāmi' al-fuṣūlain.

A collection of Ḥanafī fatwās by Muḥammad ibn (Aḥmad) Nishānjī-zāda (محمد الشهير ابوہ بنشانجى زاده) who died in 1031/1622 (cf. Brockelmann II 225, who calls him Md. Nishānjī-zāda). The work is based on Badr al-Dīn Maḥmūd ibn Isma'īl's practical manual for qāḍīs, known as *Jāmi' al-fuṣūlain*, which, the author says, he arranged, emended and supplemented (cf. Ḥ. *Kh.* II 563). There are numerous quotations from other authors in the book and the compiler introduces his own comments with the formula يقول الحقيبر.

Beginning:

الحمد لله [sic] على توالى عوالى نواله والصلوة  
والسلام على خير خلقه محمد الخ

The work contains 40 faṣls (each with its own subsections), which are set out in the author's introduction. They are as follows:

- |          |                                      |
|----------|--------------------------------------|
| Fol. 21  | (1) فى مسائل القضاء والحكومة         |
| Fol. 28  | (2) فى المجتهدات                     |
| Fol. 33  | (3) فيمن يصلح خصما لغيره             |
| Fol. 38  | (4) فى قيام بعض اهل الحق عن البعض    |
| Fol. 40  | (5) فى مسائل القضاء على الغائب       |
| Fol. 47  | (6) فى انواع الدعاوى                 |
| Fol. 59  | (7) فى تجديد العقار                  |
| Fol. 67  | (8) فى دعاوى خارجين                  |
| Fol. 77  | (9) فى الاشارة الخ                   |
| Fol. 80  | (10) فى التناقض فى الدعوى            |
| Fol. 105 | (11) فى الاختلاف بين الدعوى والشهادة |
| Fol. 113 | (12) فيما تسمع فيه الشهادة           |
| Fol. 117 | (13) فى دعوى الوقف الخ               |



- Fol. 125 (14) فيمن يشهد  
 Fol. 127 (15) في التحليف  
 Fol. 138 (16) في الاستحقاق  
 Fol. 153 (17) في بيان عقود الخ  
 Fol. 155 (18) في بيع الوفاء  
 Fol. 161 (19) في الاجارة المعهودة  
 Fol. 162 (20) في دعوى النكاح  
 Fol. 171 (21) في مسائل الخلع  
 Fol. 182 (22) في الامر باليد  
 Fol. 194 (23) في تصرفات الفضولي  
 Fol. 204 (24) في الخيرات  
 Fol. 242 (25) فيما يتعلق من العقود  
 Fol. 254 (26) في تصرفات اب ووصى  
 Fol. 267 (27) في مسائل التركة  
 Fol. 277 (28) في اقرار احد الورثة  
 Fol. 280 (29) في التصرفات الفاسدة  
 Fol. 308 (30) في مسائل الشيوع  
 Fol. 313 (31) في بيع المغصوب  
 Fol. 323 (32) في انواع الضمانات  
 Fol. 411 (33) في الاحكامات  
 Fol. 475 (34) في احكام المرضى  
 Fol. 512 (35) فيما يمنع عنه الانسان  
 Fol. 525 (36) في مسائل الحيوان  
 Fol. 534 (37) في معرفة مسمى الاسامي  
 Fol. 540 (38) في المتفرقات  
 Fol. 544 (39) في خلل المحاضر والسجلات  
 Fol. 548 (40) في مسائل الفاظ الكفر

End (fol. 599a):

ولم ارها مذكورة... في شي من الكتب الاعتقادية  
 والكلامية وانما هي من خصائص هذا الكتاب...  
 وحفظها من احتاج من اولى الالباب والله اعلم  
 الصواب واليه المرجع والمآب هذا اخر ما اردت  
 ابراده في هذه المجموعة من المسائل الحمه المهمه  
 المطبوعه والى الله العظم الخ

For another copy see (?) Nūr 'Uthmānīyah  
 kutub-khāna daftarī (Stambūl), no. 2078.

H. Kh. II 563.

## 1693

Foll. 134; 8 $\frac{7}{8}$  × 6 $\frac{3}{8}$  in.; ll. 14; loosely-written and somewhat ornamental naskhī; rubrications; scattered marginal comments; date 1241/1825-6. [DELHI 740]

## نصاب الاحتساب [في الفتاوى]

## Niṣāb al-iḥtisāb [fī 'l-fatāwī].

A treatise, based on well-known Ḥanafī legal authorities, on the functions of the Muḥtasib (the religious censor), by 'Umar b. Muḥammad b. 'Iwāḍ الشامى (thus H. Kh. VI 345 and Bankipore XIX (ii), no. 1714; but the present manuscript and no. 1695 read السنه). The date of his death is not known.

Beginning:

الحمد لله الحسيب الرقيب على نواله ايماننا  
 واحتسابا والصلوة على رسوله الخ

The work comprises 65 chapters (bābs), set out in a table of contents prefixed to the text, as follows:

(1) This deals with the terms *ḥisbah* and *iḥtisāb* and the rest with the *ḥisbah* as it concerns the subjects mentioned, viz.:

- (2) من يستحق بالحروف والكواغد الخ Fol. 5a  
 (3) المخنث Fol. 6a  
 (4) الفرق بين المحتسب المنصوب والمتطوع Fol. 7a  
 (5) التعذر [sic] Fol. 7b  
 (6) الفقراء Fol. 13a  
 (7) الظالم Fol. 16a  
 (8) النساء Fol. 17a  
 (9) الغلمان Fol. 22a  
 (10) الاكل والشرب Fol. 23a  
 (11) اللعب Fol. 25a  
 (12) القضاة Fol. 26a  
 (13) من يتصرف في المقابر Fol. 27b  
 (14) من يخبر المحتسب بالمنكرات Fol. 28a  
 (15) ما يجب في المسجد Fol. 28b  
 (16) من يحضر للتعزية Fol. 35a  
 (17) الخطباء Fol. 39a

- Fol. 40a (18) من حلف بغير الله  
 Fol. 40b (19) من يتكلم بكلام الكفر  
 Fol. 42b (20) الوالدين والاولاد  
 Fol. 43b (21) الخصومة الواقعة بين الجيران  
 Fol. 47b (22) فى تفضيل منصب الاحتساب  
 Fol. 53a (23) من كشف عورته  
 Fol. 59a (24) من يظهر القبور الخ  
 Fol. 59a (25) الصورة فى البيت  
 Fol. 59b (26) الدراهم والدنانير  
 Fol. 60a (27) اهل الذمة  
 Fol. 64a (28) المسافرين  
 Fol. 65a (29) الاحراق  
 [sic] (30) فى الفرق بين المحتسب والمتعقب نهر  
 Fol. 67b  
 Fol. 68a (31) من يكتب التعويد  
 (32) من ياخذ شيئاً على الاحتساب من الناس  
 Fol. 68b  
 Fol. 70a (33) فى باب العلم والمعلم الخ  
 Fol. 71b (34) السحرة والزنادقة  
 (35) فى بيان ما يجوز التصرف فى ملك الغير  
 Fol. 72a  
 Fol. 72b (36) فى اتلاف البنج  
 Fol. 74a (37) من يستعمل الذهب الخ  
 Fol. 75a (38) الثياب  
 Fol. 77b (39) من ينظر بغير حل  
 Fol. 78a (40) اهل الاكتساب  
 Fol. 84a (41) المماليك  
 Fol. 85a (42) مسائل الموتى  
 Fol. 88a (43) فى اراقة المحتسب الخمر  
 Fol. 89a (44) اصحاب الزروع  
 Fol. 89b (45) من يفعل فى جسده بدعه  
 Fol. 90b (46) فى فعل البدع  
 Fol. 91a (47) الحارس فى الخانيه الخ  
 Fol. 92a (48) فيما يسقط هـ فريضة الاحتساب  
 Fol. 96a (49) المفروط فى التواضع للناس  
 (50) الفرق بين المحتسب المنصوب والمحتسب المتطوع  
 Fol. 98b
- Fol. 100a (51) فى بيان سبب الانتساب الخ  
 Fol. 101a (52) الملاهى واوانى الخمر  
 Fol. 102a (53) فى اداب الاحتساب  
 Fol. 108a (54) من يظهر البدع  
 Fol. 109a (55) بيان ما يمنح المحتسب من الطريق  
 Fol. 118b (56) الصلوة  
 Fol. 120b (57) العوالب  
 Fol. 121b (58) الطيره والكهنة والتنجم  
 Fol. 123b (59) الطباخ  
 Fol. 124a (60) فى بيان كلمات الكفر  
 Fol. 129a (61) البدع فى الانكحة  
 Fol. 130a (62) من بدع شعر الراس  
 Fol. 131b (63) الذكر وسامع التذكير  
 Fol. 133a (64) فيما يقام التعزير الخ  
 Fol. 133b (65) الاخراج الخ  
 End:  
 الجواب نعم لان عمرضى الله عنه اخرج اخت  
 ابي بكر رضى الله [sic] من بيته حيث ناحت من  
 الصحیح البخارى  
 For other copies see Manchester 183;  
 Rāmpūr, nos. 592-9; Bankipore xix (ii),  
 no. 1714; Āṣafīyah, p. 1108; As. Soc.  
 Bengal (Ashraf Āli), p. 20; Berlin 4804-5;  
 Cairo III, p. 143. Printed Calcutta (? 1830).  
 H. Kh. vi 345.
- 1694**  
 Foll. 142; 8½ × 6 in.; ll. 15; untidily-written  
 Indian naskhī; rubrications; scattered marginal  
 and interlinear comments in Arabic and Persian;  
 19th century. [DELHI 741]
- Niṣāb al-iḥtisāb.**  
 Another copy, lacking the author's pre-  
 face, of the work of 'Umar b. Muḥammad  
 b. 'Iwad.
- 1695**  
 Foll. 150; 7¾ × 4½ in.; ll. 17; small, partially  
 vocalised naskhī; rubrications; scattered mar-  
 ginal comments; worm-eaten; 17th century.  
 [DELHI 742]

**Niṣāb al-iḥtisāb.**

Another copy of the work of 'Umar b. Muḥammad b. 'Iwād. A table of contents is attached at the end.

**1696**

Foll. 57, end defective;  $10\frac{3}{4} \times 9\frac{1}{2}$  in.; ll. 17; cursive naskhī; worm-eaten; 17th century.

[DELHI 678]

**كتاب الحيل****Kitāb al-Ḥiyāl.**

Part of a text-book dealing with legal fictions and devices for satisfying the law, by "Al-Shaiḫ al-Imām", no other clue to the author's identity being given. It would appear to be an abbreviated version—the preface says *في رواية ابي سليمان*—of the work with the same title by Abū Bakr Aḥmad b. 'Umar (or 'Amr) known as "Al-Khaṣṣāf al-Ḥanafī", which is mentioned by Ḥ. Kh. III 120 and has the same beginning as the present work. The work quoted in Berlin 4973 (2) begins differently, but appears to have the same contents.

## Beginning:

قال الشيخ الامام سلمه الله وابقاه بدا محمد رحمه الله كتاب الحيل في رواية [sic] ابي سليمان الخ

The work—unprovided with rubrications—deals with the following topics:

Fol. 1a *Ḥiyāl* in divorce and the general legality of *ḥiyāl*.

Fol. 11b الحيل في اجارة الدور

Fol. 18a الحيل في اجارة الارض

Fol. 30a الحيل في الصلح

Fol. 43a الحيل في الصلح في الجنائيات

Fol. 45b الصلح في حق رهن الخ

Fol. 54a الوصي والوصيه

## End (as here extant):

فهو من المسائل المتفرقة على ما يسميه الحاكم

الخليل وهو نفيه كتاب الحيل قال ارايت الوصي

اذا جاء

For other copies see *Āṣafiyah*, p. 1084; Berlin 4973 (2); Cairo III 42.  
(?) Ḥ. Kh. III 120.

**1697**

Foll. 1-32b;  $10\frac{3}{8} \times 7\frac{1}{8}$  in.; ll. 25; cursive Indian naskhī, followed by nasta'liq; rubrications; part of another work in the margins; 18th century.

[DELHI (Persian) 219a]

**كتاب بيان الأمر بالمعروف****والنهي عن المنكر****Kitāb Bayān al-amr bi-'l-ma'rūf wa'l-nahy 'an al-munkar.**

A tractate expounding the necessity for enforcement of the positive commands of the law and the prevention of acts prohibited by it, together with an account of acts required and prohibited and of the functions of the muḥtasib, by 'Ismāḥ Allāh b. A'ẓam b. 'Abd al-Rasūl of Sahāranpūr (d. ? 1039/1629-30; cf. *Tadhkirat-i 'Ulamā-i Hind*, p. 140).

## Beginning:

الحمد لله الذي يامرنا بالعدل والاحسان وابتاء ذى القربى الخ

## The work comprises the following parts:

Fol. 1a مقدمة في معنى المعروف والمنكر

فصل (1) في الآيات الدالة على وجوب الامر بالمعروف

Fol. 1b

فصل (2) في الاحاديث الدالة الخ

Fol. 3a

فصل (3) في الآثار الدالة الخ

Fol. 5b

فصل (4) في اركان الامر بالمعروف

Fol. 6a

فصل (5) في رد الطائفة الملاحده الخ

Fol. 17a

فصل (6) في امر الامراء والسلاطين بالمعروف الخ

Fol. 19a

فصل (7) في الولاية والحكومة الخ

Fol. 27b خاتمة في الاشارة الى نبذ من سير الخلفاء الخ

Fol. 31a

End:

لو سلكت على طريقة عمر بين ناسك و فعلت ما  
فعله عمر لكنت خيرا منه رضى الله عنهما طرّا قاطبه  
ورزقنا حسن الخاتمة الخ

No other copies appear to be noted.

Not in H. Kh.

### 1698

Foll. 334;  $8\frac{1}{4} \times 5\frac{7}{8}$  in.; ll. 15; cursive and ill-  
written (Indian) naskhī, with the first 10 folios  
in nasta'liq and other additions in various hands;  
rubrications; scattered marginal comments;  
most folios damaged and badly repaired; 18th  
century. [DELHI 673]

#### كفاية الشعبى

#### Kifāyah al-Sha'bī.

A collection of decisions upon Ḥanafī  
furū', by Abū Ja'far Muḥammad b. 'Umar  
al-Sha'bī.

The work contains numerous quotations  
from ḥadīth and the latter part appears to  
be of a different character from the earlier,  
but there is no break in the text. Sections  
frequently begin with سئل القاضى.

Beginning:

الحمد لله رب العالمين والعاقبة للمتقين... سئل  
القاضى ابو جعفر محمد بن عمر الشعبى غفر الله  
له عن الوضوء الخ

The work is divided into a large number  
of *majālis* treating of separate points of law  
and also contains the following bābs:

Fol. 21 <i>b</i>	الصلوة	Fol. 1 <i>a</i>	الطهارة
Fol. 122 <i>a</i>	الصوم	Fol. 104 <i>b</i>	الزكاة
Fol. 178 <i>a</i>	النكاح	Fol. 154 <i>b</i>	الحج
Fol. 224 <i>a</i>	الايمان	Fol. 192 <i>a</i>	البيوع
Fol. 261 <i>b</i>	الاضحية	Fol. 254 <i>a</i>	الارتداد
Fol. 278 <i>b</i>	الاشربة	Fol. 271 <i>b</i>	الاستحسان
Fol. 291 <i>b</i>	الدعوى	Fol. 284 <i>b</i>	الوقف
Fol. 296 <i>b</i>			القسمة فى الميراث
Fol. 301 <i>b</i>			فى مسل [sic] الصلوة

Fol. 305*a*

الصبى اذا ولد الخ

Fol. 308*b*

الصوم الخ

Fol. 317*b*

فى يوم عاشورا

Fol. 321*b*

خروج النساء الخ

Fol. 329*b*

صلوة الجمعة

Fol. 331*b*

الصوم فى شهر رمضان

End:

وروى فى الاخبار ان يعرض يوم القيمة صلوة  
العبد فان كان فيها نقصان امر بالملائكة فينظرون  
هل له تطوع اتاها وتجبر الفريضة بالتطوع ' والله  
الكريم الخ

For another copy see Rāmpūr, p. 242,  
no. 485.

Not noted in H. Kh.

### 1699

Foll. 1-268, original first folio missing;  $11\frac{3}{8} \times 6\frac{7}{8}$   
in.; ll. 21; cursive Indian naskhī; rubrications;  
19th century. [DELHI 716*a*]

#### Kifāyah al-Sha'bī.

Another copy of the work by Abū Ja'far  
al-Sha'bī.

### 1700

Foll. 224;  $10\frac{3}{4} \times 6\frac{5}{8}$  in.; ll. 25; well-written naskhī,  
though it frequently lacks points; rubrications;  
some marginal comments; numerous words over-  
lined; date 819/1416; copyist, Maḥmūd b. Shaikh  
Muḥammad... Almālīgh of the village of Qaṣr  
Jadīd, a suburb of Samarqand. [DELHI 653]

#### فتاوى الكامل

#### Fatāwī al-Kāmil.

Part of a work containing decisions on  
cases of Ḥanafī furū', by al-Kāmil (? Samar-  
qandī).

Beginning:

كتاب النكاح يشتمل على عشرين فصلا الأول فى  
الاعطاء الذى ساعد بها النكاح ' القدورى رحمه الله  
النكاح ساعد بلعطن الخ



The following kitābs are comprised in the present manuscript:

Fol. 1 <i>b</i>	(20 faṣls) النكاح
Fol. 73 <i>b</i>	(5 faṣls) النفقات
Fol. 97 <i>b</i>	(22 faṣls) الطلاق

A list of the contents of each kitāb is set out after it and a general list of the whole is prefixed to the text.

End:

وعلى هذا يُحْمَلُ أَنَّ ابْنَ حَسْفَةَ رَحِمَهُ اللَّهُ لَمْ  
يَكُنْ مُقَدِّمًا حَسْبَ ابْتِلَى بِذَلِكَ وَلِهَذَا الْمَسْئَلَةُ  
تَفْرِيغَاتٌ تَأْتِي فِي كِتَابِ الْإِسْحَاقِ أَنْشَأَ  
اللَّهُ الْخ

No other copies appear to be recorded.  
(?) H. Kh. iv 366. (This cites the bare name *Fatāwī al-Kāmil*.)

### 1701

Foll. 268; 10 × 6½ in.; ll. 19; tidily-written naskhī; rubrications; margins ruled; badly worm-eaten; date (? 1119/1707) "50th year of 'Alamgīr"; copyist, 'Abd al-Raḥmān b. Mīr al-Bukhārī. [DELHI 650]

مجمع البركات

Majma' al-Barakāt.

The latter half of a work dealing with decisions on Ḥanafī furū', by Abū 'l-Barakāt b. Shaikh Ḥusām al-Dīn b. Shaikh Sulṭān, al-Muftī al-Dihlawī (fl. in the reign of Aurangzīb; cf. references in Bankipore xix (ii), p. 68).

Beginning:

كتاب البيع وهو من الاضداد ويقع في الغالب  
على اخراج المبيع عن الملك قصدا الخ

The work comprises the usual kitābs—set out in a list of contents prefaced to the present volume—of the latter part of a work on furū', from *bai'* to *farā'id*.

End:

الآخر هو ان يكون الميت ابن سحدهما [sic]  
فيكون المال كله لابييه [و]لعمه كذا في فتاوى  
عالم كبيرى نالنا من محبط السرحسى

For other copies see Rāmpūr, no. 515; Bankipore xix (ii), nos. 1800-1.

### 1702

Foll. 344 (first folio lacking); 8½ × 4¼ in.; ll. 15; nasta'liq; rubrications; many words and phrases overlined red; worm-eaten; date 1222/1807 ("year II of Muḥammad Akbar"). [DELHI 651]

Majma' al-Barakāt.

The first half of the work by Abū 'l-Barakāt, containing most of the preface with the dedication to Aurangzīb and the statement that the original title of the work was *عجائب البركات*. The present volume contains the kitābs from *tahārah* to *waqf*.

### 1703

Foll. 339, end defective; 10 × 5 in.; the number of lines varies according to the style of the writing from 19 to 34; naskhī in a variety of hands; numerous marginal comments; much damaged by use; mainly 17th century. [DELHI 648]

حسب المفتى

Hasb al-mufti.

A collection of Ḥanafī fatāwā, by Amīr Abū 'l-Ma'ālī b. (المرور) Khwājah Maulānā 'l-Bukhārī, known as Qādī Abū 'l-Ma'ālī (d. after 969/1561-2; cf. *Tadhkirat-i 'Ulamā-i Hind*, p. 6). The work is dedicated to the Khāqān Abū 'l-Ghāzī 'Ubaid Allāh, the Shaibānid prince who reigned from 940/1533 to 946/1539, and was composed in various places, including Medina and Mecca. In his preface the author relates that while he was in the Masjid al-Ḥarām at Mecca a voice from the sky (هاتف) bade him in Persian call his book by its present title. Certain parts of the work are in Persian.

Beginning:

الحمد لله الذى جعل العلم الى [sic] الدرجات  
العظمى وصير الفقه حلاصه الخ

The ordinary kitābs of a treatise on furū' are comprised in the work.

End (last complete kitāb, fol. 332):

كتاب الوصايا وذكر فى مختار الفتاوى ثم اعلم  
بان الوصيه والوصايه اسمان فى المصدر الخ

For other copies see Rāmpūr, no. 147; Bankipore XIX (ii), no. 1752; Āṣafīyah, p. 1048; Cairo III, p. 41.

Not noted in H. Kh.

## 1704

Foll. 350, various lacunae;  $12\frac{3}{4} \times 8\frac{1}{8}$  in.; cursive and tidy (though incorrect) Persian naskhī; rubrications frequently lacking, though space is left; worm-eaten; date 1046/1636. [DELHI 644]

فتاوى ابراهيم شاهي

Fatāwī-i Ibrāhīm Shāhī.

(The title given by H. Kh. I 144, is *Ibrāhīm Shāhīyah*.)

The latter part of a collection of Ḥanafī legal opinions and judgments—the text frequently corrupt. The author is unnamed, but he is Aḥmad b. Muḥammad, called Nizām al-Gilānī, who dedicated the work to Ibrāhīm 'Ādil-shāh, king of Bijāpūr (941/1535–965/1558). Many works (160 according to H. Kh.) are quoted, a number of them being Persian.

Beginning (of the present portion):

فى الرمتى [sic] الغصب فى الغت [sic] عبارت [sic]  
عن اخذ الشي من الغير على سبيل المقلب الخ

The following kitābs, amongst others, are comprised in the work:

Fol. 12b	العارية	Fol. 1b	الغصب
Fol. 27b	الاقرار	Fol. 13b	الخاينة
Fol. 58a	الاقالة	Fol. 32a	البيع

L. A. M.

Fol. 77b	الشفعة		
Fol. 87a	التوكيل بالبيع الخ		
Fol. 93a	الكفالة	Fol. 90b	عزل التوكيل
Fol. 110a	الهبة	Fol. 100b	الحوالة
Fol. 134b	المزارعة	Fol. 122a	الاجارة
Fol. 147a	الوقف	Fol. 139b	الصيد
Fol. 160b	الجناية	Fol. 154b	القصاص
Fol. 191b			الإمارة والسلطنة والقضاة
Fol. 214b			القاضى الى القاضى
Fol. 223a			فى حصر المذاهب
Fol. 229a	الشهادة	Fol. 225a	الاحتساب
Fol. 284b	القضاء	Fol. 254a	الدعوى
		Fol. 338b	[الفرائض]

End:

وفيه ايضا من رسالة القسرى الارواح مخلوقة ومن  
قال بقدمها فهو محطى حطاء عظيما

For other copies see Calcutta Madrasah, no. 40; Rāmpūr List, p. 221; Āṣafīyah, p. 1052.

H. Kh. I 144.

## 1705

Foll. 135;  $11 \times 7\frac{3}{8}$  in.; ll. 17; nasta'liq, partially vocalised; rubrications; date 1244/1828–9. [DELHI 681]

ملتقى الابحر

Multaqā al-abḥur.

A well-known compendious treatise on Ḥanafī furū', by Burhān al-Dīn Ibrāhīm b. Muḥammad al-Ḥalabī (d. 956/1549; cf. Brockelmann II 432; Bankipore XIX (i), p. 172). A Turkish translation formed the basis of the old Ottoman Code, the *Mejelleh*. The main sources used by the author, namely Qudūrī, the *Mukhtār*, the *Kanz* and the *Wiqāyah*, are mentioned by him in the preface.

Beginning:

الحمد لله الذى وقفنا للتفقه فى الدين الذى هو  
جبل المتين

The kitābs contained in the work are those usual in such treatises and are set out in a list of contents prefaced to the text.

End:

ثم زدت مسائل كثيرة من الهداية ومن مجمع  
البحرين ولم ازد شيئاً من غيرهما حتى يسهل على  
من اثبت عليه صحة شيء مما ليس في الكتب  
الاربعه والله حسبي ونعم الوكيل الخ

For other copies see Brit. Mus. 217-9, Suppl. 297-8; Manchester 176-8; Āsafīyah, p. 1106; Rāmpūr 569; Būhār II 157; Berlin 4613-4. Printed Constantinople 1264, 1299, etc. French translation by H. Sauvaire, Marseille 1882.

Not noted by H. Kh.

### 1706

Foll. 399 (in two parts, I-109, 115-399); 15 × 9¼ in.; ll. 33; closely-written naskhī; rubrications; margins ruled; scattered marginal comments; illuminated 'unwān; some damage from damp and insects; 18th century.

[DELHI 618]

### الفتاوى العالمگیریة

#### al-Fatāwī al-'Ālamgīriyah.

(Better known under the Persian form *فتاوی عالمگیری* *Fatāwī-i 'Ālamgīrī*, and also known as *الفتاوى الهندية* *al-Fatāwī al-Hindīyah*.)

The first two parts (of four) of the well-known collection of Ḥanafī legal decisions compiled at the instance of the Mughal Sultān Aurangzīb ('Ālamgīr)—reigned 1069/1658-1118/1707—by a commission of Indian legists under the presidency of Shaikh Niẓām Burhānpūrī who was in the Sultān's service for forty years (cf. *Tadhkirā-i 'Ulamā-i Hind*, p. 242; Brockelmann II 417).

Beginning:

الحمد لله رب العالمين والصلوة والسلام على  
سيد المرسلين وعلى آله واصحابه اجمعين كتاب  
الطهارة الخ

End (of present manuscript):

هذا في فصول العمادية رجل حفر بيرا في مسجد  
ان فيه يقع والاخر لا حد له ذلك وسجعل كذا في  
الحمادية

For other copies see Loth 275 (first part only); Brit. Mus. Suppl. 299-300; As. Soc. Bengal (Ashraf Ali), p. 16; Bankipore XIX (ii), nos. 1789-99; Rāmpūr 382-91; Āsafīyah, pp. 1054-5; Berlin 4841-2. Printed Calcutta 1243/1827, 1292/1875, etc.; Būlāq 1282/1865.

### 1707

2 vols.; foll. 894 (last folio missing) and 949 respectively; 13 × 8¾ in. and 12¼ × 8¼ in. respectively; ll. 17; bold handsome nasta'liq; rubrications; date (last folio of Delhi 619) 1228/1813; copyist, Muhammad Taqī. Written for Nauwāb Asad al-Daulah Najābat 'Alī Khān Bahādur.

[DELHI 620 and 619]

#### al-Fatāwī al-'Ālamgīriyah.

The second and fourth parts of the same work. The second part (Delhi 620) contains the kitābs from *nikāh* to *wagf* and the fourth the kitābs from *buyū'* to *dā'wā*.

### 1708

Foll. 375; 11 × 7¾ in.; ll. 29; small naskhī; rubrications; margins ruled; some folios worm-eaten; 18th century.

[DELHI 621]

#### al-Fatāwī al-'Ālamgīriyah.

A copy of the fourth part of the same work, containing the kitābs from *shuf'ah* to *farā'id*.

### 1709

Foll. 496; 12½ × 8¾ in.; ll. 21; nasta'liq; rubrications; 19th century.

[DELHI 622]

#### al-Fatāwī al-'Ālamgīriyah.

Another copy, not quite completed, of the fourth part of the same work, containing the kitābs from *buyū'* to *dā'wā*.

## 1710

Foll. 399;  $11\frac{3}{4} \times 7$  in.; ll. 23; nīm-shikastah; rubrications; date 1243/1827-8. [DELHI 623]

## al-Fatāwī al-‘Ālamgīriyah.

Another copy of the second part of the same work, containing the kitābs from *nikāh* to *waqf*, the separate items being set out in a table of contents prefaced to the volume.

## 1711

Foll. 111 (foll. 55-60 should follow 69), defective at end;  $9\frac{7}{8} \times 6\frac{3}{8}$  in.; ll. 17; naskhī; rubrications; 19th century. [DELHI 624]

## al-Fatāwī al-‘Ālamgīriyah.

Another copy of the first part of the same work, containing the kitābs *ṭahārah* and *ṣalāh*.

## 1712

Foll. 261 (201 to the end from a different MS);  $10\frac{3}{8} \times 7\frac{1}{2}$  in.; ll. 24; cursive and inelegant naskhī, the added folios in a better hand; rubrications; frequent marginal comments; damp-stained; 18th century. [DELHI 683]

## مختار الفتاوى

## Mukhtār al-fatāwī.

A compilation of Ḥanafī furū‘ intended for use as a basis for legal decisions and derived from a number of well-known works mentioned in the preface by the author, Muḥammad b. Aḥmad al-Ṭāhirī al-Sākinī.

A note on the fly-leaf declares this to be the first volume of the work, but its contents, which are set out and described in 5 folios prefaced to the text, are those usual in a complete treatise on furū‘.

Beginning:

الحمد لله الذى غرقت فى بحار عظمته اوهام  
العلماء وتحيرت فى مهامته سرمدية افهام العقلاء  
الخ

End:

فان لم يكن له مال غير العبدین ولم يجز الورثة  
جازت محاباتها بقدر الثلث بينهما ثلاثا بصرب

No other copies appear to be noted.  
Not noted in H. Kh.

## 1713

Foll. 141 (defective at the beginning, the extant Arabic numeration being from 146 to 286);  $12 \times 6\frac{3}{8}$  in.; ll. 21; nasta’liq and naskhī in a variety of hands; rubrications; 18th century. [DELHI 638]

The latter part of a work on furū‘ dealing with decisions on various legal points. Title and author’s name are both lacking, but to the colophon an extraneous hand has added the title فتاوى فصول عمادى which would appear to be spurious.

Beginning (of the first complete kitāb, fol. 1a):

كتاب القسمة اربع فصول الاول فيما يقسم وما لا  
يقسم لا يقسم حمام وحائط ودكان صغير لانه لو  
قسر لا يبغى [sic] لكل فائدة الخ

In addition the work comprises the ordinary kitābs of a treatise on furū‘, from *shuf‘ah* to *farā’id*.

End:

ثم اضرب خمسه ثمانين اربعة التى صوبت  
الائتى [sic] عشر فيها يصير خمسه ثلثين هذا هو الذى  
نعطيه محمد رحمة [sic] الله سبحانه ربك رب الغرة  
عما... يصفون والسلام الخ  
? H. Kh.

## 1714

Foll. 181—lacuna between foll. 1 and 3, end defective;  $6\frac{3}{4} \times 5\frac{3}{4}$  in.; small cursive naskhī in more than one style; no rubrics supplied; badly worm-eaten; 17th century. [DELHI 521]

A ḥāshiyah on the *Bidāyah min al-Kifāyah* (by Nūr al-Dīn Aḥmad al-Bukhārī, for whom see Brockelmann I 375) by an author whose name does not appear.



Beginning:

قوله الحمد لله اثر تعظيم الشارع الحكيم فى ابتداء  
احكامه لانه شارع فى بيان احكامه الخ

The passages of the original text are introduced by قوله, but no chapter-headings appear.

End (i.e. the last complete paragraph):

اما قياس انقطاع الدم اذا جاوز المعهودة على  
انقطاع النصيب الخ

Not noted in H. Kh.

### 1715

Foll. 539, defective at the beginning;  $11\frac{3}{8} \times 6\frac{5}{8}$  in.; ll. 19; clear naskhī; rubrications; copious marginal notes; written at the printing-press Būlāq 1254/1838. [DELHI 527]

حواش على الدر المختار

Hawāsh<sup>in</sup> 'alā al-Durr al-mukhtār.

Glosses on part of 'Alā al-Dīn al-Ḥaṣkafī's *Durr al-mukhtār*, by an author whose name does not appear but who was, probably, Aḥmad b. Muḥammad al-Ṭaḥṭawī who died either in 1231/1815 or two years later (cf. Bankipore XIX (ii), p. 50). The present manuscript contains volume III only of the work.

Beginning (the first complete paragraph now extant):

فكانا كسبيط ومركب انما لم يكن البيع مركبا  
حقيقة لان الازالة امر اعتبارى لا يتحقق منها  
تركيب الخ

The following kitābs are comprised in this copy:

Fol. 190 <i>b</i> الكفالة	Fol. 1 البيع
Fol. 349 <i>a</i> الوكالة	Fol. 299 <i>b</i> الشهادات
Fol. 460 <i>b</i> الصلح	Fol. 382 <i>b</i> الدعوى
Fol. 504 <i>b</i> العارية	Fol. 476 <i>a</i> المضاربة
	Fol. 514 <i>b</i> الهبة

End:

وان لم يكن كذلك جاز للابن ان يصرفه حيث  
احب كذا فى السراج الوهاج والله تعالى اعلم الخ

For other copies see Bankipore XIX (ii), nos. 1766 to 1773 (the complete work); Cairo III, p. 39. Printed Būlāq 1269/1853, Cairo 1304/1887.

Not noted in H. Kh.

### 1716

Foll. 714, fol. 424 damaged;  $11\frac{3}{8} \times 7\frac{1}{8}$  in.; ll. 19; clear nasta'liq; rubrications; most folios with marginal comments; date 1254/1838. [DELHI 611]

Hawāsh<sup>in</sup> 'alā al-Durr al-mukhtār.

The first quarter, containing the kitābs from *ṭahārah* to *hajj*, of the glosses by Aḥmad b. Muḥammad al-Ṭaḥṭawī upon the *Durr al-Mukhtār*.

Beginning:

الحمد لله المنعم على البار والفاجر يؤتى الحكمة  
من يشاء الخ

End:

فكان ينبغي للشرح ان ينص على الكراهية وترك  
التقييد بالوثوق انتهى حلى والله تعالى اعلم

The copy is one prepared for printing.

### 1717

Foll. 72-243*a*;  $8\frac{1}{4} \times 4\frac{3}{4}$  in.; ll. 19; small neat naskhī; rubrications; slightly worm-eaten; 19th century. [DELHI 709*f*]

الفوائد الغريبية

al-Fawā'id al-gharībiyah.

A treatise on the essential points of Ḥanafī ritual law which are required to be known by every pious Muslim, by 'Abd al-Rasūl b. 'Abd al-Raḥīm, pupil of 'Abd al-Wāḥid b. 'Abd al-Ghāfir b. 'Abd al-Raḥmān.

Beginning:

الحمد لله الذى يفقه فى الدين من يشاء من  
العباد الخ

The following kitābs, etc. are comprised in the work:

Fol. 72 <i>b</i>	الطهارة
Fol. 124 <i>b</i>	الصلوة
Fol. 186 <i>a</i>	الزكوة
Fol. 218 <i>a</i>	فصل فى تفسير الصور الخ

End:

زاد الله تع' لهذا المقام الشريفه شرقاً وتكريماً ولاهلهها  
مغفرة ورحمة وتعظيماً'

No other copies appear to be noted.  
Not noted in H. Kh.

### 1718

Foll. 2-62; 9 $\frac{3}{8}$  × 6 $\frac{1}{2}$  in.; ll. 15; nasta'liq; rubrications; a number of passages overlined red; date (?) 1236/1821. [DELHI 712*a*]

### جامع التعزيرات من كتب الثقات Jāmi' al-ta'zirāt min kutub al-thiqāt.

A treatise, completed in 1220/1805, on legal punishments and penalties (قصاص وحد), by Sirāj al-Dīn 'Alī Khān [?Akbarābādī; d. 1169/1756; cf. *Tadhkirat-i 'Ulamā-i Hind*, p. 71].

Beginning:

الحمد لمن قدر وقضى وفوض فامضى لا يحيطه  
حد ولا ينفص به احد الخ

The following table is prefixed to the work:

Fol. 3 <i>b</i>	مقدّمة فى تعريف التعزير الخ
Fol. 7 <i>b</i>	فصل (1) فى الموجبات التى يتعلّق بالنسبة الى ما يحرم
Fol. 17 <i>a</i>	فصل (2) فيما يسقط الحد الخ
Fol. 28 <i>a</i>	فصل (3) فى الشبهة القويه الخ
Fol. 33 <i>a</i>	فصل (4) فى السعى بالفساد الخ
Fol. 39 <i>b</i>	فصل (5) فى الشهادة بالزور الخ
Fol. 42 <i>b</i>	فصل (6) فى التهمه بافعال ذميمة
Fol. 51 <i>a</i>	فصل (7) فى انواع التعزير
Fol. 59 <i>b</i>	خاتمة فى السياسة

End:

قتل السارق سياسه سعيه فى الارض بالفساد وذكره  
ملا خسرو فى شرحه معللانه بما ذكرناه وعزاه الى  
المنيه'

For another copy see Rāmpūr, p. 181, no. 118.

The colophon (خاتمه الطبع) indicates that the work was prepared for printing in 1236/1821 at the press of 'Abd al-Rashīd Khān.

### 1719

Foll. 38; 9 $\frac{3}{8}$  × 6 $\frac{3}{8}$  in.; ll. 14; straggling (Indian) naskhī; rubrications; scattered marginal comments; 18th century. [DELHI 616]

### العثور الى دار السرور

al-'Uthūr ilā [sic] dār al-surūr.

A treatise on the duties of the living towards the dead, i.e. on burial rites, etc., with a muqaddamah on visitation of the sick, etc., by 'Aṭā Allāh al-Ṣiddīqī al-Samarqandī, a mudarris at Shāhjahānābād.

Beginning:

نحمدك يا من تفرد بالدوام والبقاء ونشكرك يا من  
توحد بالتّنزه عن شوب الزوال والفناء الخ

The following parts are comprised in the work:

Fol. 2 <i>a</i>	مقدّمة
Fol. 6 <i>a</i>	فى الاختصار الخ
Fol. 7 <i>b</i>	فى الموت
Fol. 8 <i>b</i>	فى الغسل
Fol. 11 <i>b</i>	فى التكفين
Fol. 14 <i>b</i>	فى كيفية الجنائز
Fol. 24 <i>a</i>	فى القبر الخ
Fol. 28 <i>a</i>	فى الهندويات الخ
Fol. 29 <i>a</i>	فى التعزية
Fol. 30 <i>a</i>	فى ريارة القبور
Fol. 32 <i>a</i>	فى اداى الغديه

- Fol. 33*b* في الحظورات [sic]  
 Fol. 35*b* ولو كتبوا [sic] سينا على القبر الخ  
 Fol. 36*b* وفي شرح الشيخ  
 Fol. 37*b* فصل في الروية في المنام

End:

والا فقد وقع في الحديث الصحيح ان الرويا جزء  
 من ستة واربعين جزء من النبوة

No copies appear to be recorded elsewhere.

Not noted in H. Kh. or I'jāz Ḥusain.

## 1720

Foll. 1-22; 9 × 5 $\frac{3}{8}$  in.; ll. 17; nasta'liq, partially vocalised; rubrications; badly injured by insects and damp; 17th century. [DELHI 714*a*]

### al-'Uthūr 'alā dār al-surūr.

Another copy, slightly longer than the preceding, of the work by 'Aṭā Allāh al-Ṣiddīqī al-Samarqandī.

## 1721

Foll. 75-91, end defective; 9 $\frac{3}{8}$  × 6 $\frac{3}{8}$  in.; ll. 19; cursive naskhī; worm-eaten; 19th century. [DELHI 717*h*]

### توجيه الافكار شرح المنار [?]

### [?] Taujih al-afkār sharḥ al-Manār.

Part of a work on furū', dealing with the ritual of worship. Neither title nor author's name appears in the text, but a note on the fly-leaf supplies the above title and says the work is by Yūsuf b. Jamāl al-'Alawī.

Numerous quotations from well-known treatises on Ḥanafī furū' appear in the text.

Beginning:

فصل فيما يوجب السهو وفيما لا يوجب يجب  
 سجدة السهو لستة اشياء الخ

End:

والدرهم سبعون شعير [sic] كما مر ذكره فيكفى  
 الاستار اربعماية وخمسين شعيرا وهي بحساب دراهمنا  
 سبعة دراهم

No other copies appear to be recorded.  
 Not noted in H. Kh.

## 1722

Foll. 16-236, both ends defective; 9 $\frac{7}{8}$  × 7 $\frac{3}{8}$  in.; pages for the most part in two columns with entries at a variety of angles; cursive and mainly unpointed naskhī; rubrications; worm-eaten; 17th century. [DELHI 723*b*]

An anonymous collection of fatāwī (many marked as of Bukhāran origin), legal notes and extracts from Ḥanafī works on furū', etc.

Beginning (as here extant):

كان رسول الله صلى الله عليه وسلم اشرف المشر  
 واوسعهم حلا فقد حل لرسول الله الخ

The kitābs in the collection follow those usual in works on furū' and are set out in a table of contents on fol. 239*b*.

End (last extant kitāb):

كتاب الجهاد درص عس هجر الكفار... ونكره  
 للمسلم القوى ان يعرف الكافرين الخ

## 1723

Foll. 5-305 (in two parts, 5-150 and 151-305); 13 × 7 in.; ll. 20; somewhat ornamental naskhī; rubrications; slightly worm-eaten; 19th century. [DELHI 724]

### مجموعة الاصول

### Majmū'ah al-Uṣūl.

The third and fourth parts of a treatise on Ḥanafī furū'. Each kitāb begins with a definition of the terms employed in the title or of the principle (*asīl*) involved. The author's name is lacking.

Beginning:

كتاب البيوع الاصل ان البيع النزاع الذى يكون  
حراما وللاستفعا ايضا الخ

The kitābs (each subdivided into *bābs* and *faṣls*) are as follows (those of the third part being set out in foll. 1-4 and those of the fourth part in foll. 148-50):

Fol. 46a	الصف	Fol. 5b	البيوع
Fol. 62a	القضاء	Fol. 49a	الكفالة
Fol. 98a	الدعوى	Fol. 84b	الوكالة
Fol. 121a	الصلح	Fol. 113a	الاقرار
Fol. 135a	الوديعة	Fol. 128a	المضاربة
Fol. 152b	الاجارة	Fol. 138a	العارية
Fol. 165a	الحجر	Fol. 162a	الاكراه
Fol. 173b	الغصب	Fol. 167b	الماذون
Fol. 193b	القسمة	Fol. 181b	الشفعة
Fol. 204b	الذبايح	Fol. 202b	المساقاة
Fol. 211a	الكراهية	Fol. 207a	الاضحية
Fol. 222a	الاشربة	Fol. 218b	احياء الموات
Fol. 227a	الرهن	Fol. 223a	الصيد
Fol. 254a	الديات	Fol. 244a	الجنايات
Fol. 297b	الخنثى	Fol. 279a	الوصايا

End:

لان الامتناع عن اخذ الحق بعد الدعوى عند  
القاضى يكون تاركا للدعوى وعلى هذا تخرج المسائل

For another copy, of parts only, see  
Būhār II 169.

Not in H. Kh.

## 1724

Foll. 55; 9¼ × 6½ in.; ll. 27; naskhī; rubrications;  
passages of the original text in red; slightly  
worm-eaten; 18th century (there is a note of a  
sale in 1162/1749). [DELHI 718]

مشكاة المصباح لشرح العدة والسلاح

Mishkaḥ al-miṣbāḥ li-ṣharḥ  
al-'uddaḥ wa'l-silāḥ.

A commentary by 'Abd Allāh b. 'Umar  
al-Hijrānī (later of Aden) upon a treatise

dealing with questions arising out of the  
laws of marriage and divorce.

Beginning:

الحمد لله الذى خلق الانسان من طين وجعل  
نسله من سلاله الخ

The contents of the original work are:

Fol. 2b	فصل (1) فى من يستحب له النكاح
Fol. 8a	فصل (2) فى اركان النكاح
Fol. 27b	فصل (3) فى احكام الطلاق
Fol. 47b	فصل (4) فى شروط المتولى

End:

ولا ينعزل القاضى ومتولى العقود ونحوهما بموت  
الامام كما لا ينعزل بانعزاله والحمد لله الخ

No other copies appear to be recorded.  
Not noted in H. Kh.

## 1725

Foll. 165 (one or more folios lacking at beginning);  
9¾ × 5¾ in.; ll. 21; cursive, closely-written Indian  
naskhī, the points frequently omitted; rubrica-  
tions; worm-eaten; 18th century. [DELHI 557]

A work on *furū'*, from which title and  
author's name are lacking. Each *bāb* begins  
with a brief explanation of the essential  
principle involved and continues with a  
practical illustration quoted from "Muḥam-  
mad".

Beginning (of first complete chapter  
extant):

باب التيمم اصل الباب ان القدرة على الماء الفاضل  
عن الحاجة الاصلية تمنع الطهارة بالتيمم ابتداءً وبقاً  
لان... قال محمد رحمه الله جنب اغتسل وبقى  
على جسده الخ

The work comprises the following kitābs  
(each with several *bābs*):

Fol. 11a	الايمان	Fol. 6a	الزكوة
Fol. 19b	الطلاق	Fol. 16b	النكاح
Fol. 48a	البيوع	Fol. 37a	العتاق



Fol. 92a	الوكالة	Fol. 90b	الهيئة
Fol. 100a	الدعوى	Fol. 97b	الشهادات
Fol. 106b	الغضب	Fol. 102a	الاقرار
Fol. 117b	الوصايا	Fol. 111b	الجنايات
Fol. 150a	المأذون	Fol. 145b	الكفالة
Fol. 163b	الصيد	Fol. 152b	المكاتب

End:

ولو زاد الذبح قوه لواما ولم نعسه عن سسه لم  
يكن به ناس لان الا... ار غير ممكن

No other copies appear to be recorded.  
H. Kh.?

## 1726

Foll. 117 (81-117 and a number in the text blank)—uncompleted; 9 × 6½ in.; ll. 15; nasta'liq degenerating at times into *shikastah*; parts worm-eaten; 19th century. [DELHI 503]

A work by an author unnamed in the text—the title-page says Mu'in al-Dīn Khān—containing legal axioms and fatāwī quoted from a number of works on Ḥanafī fiqh, amongst which are the following: *Hidāyah*, *Nihāyah*, *Ḥubb al-Muṣṭafīn*, *Tātār-khānī*, *Kāfī*, *Fuṣūl al-Ustrūshānī*, *Jāmi' al-rumūs*, *Muḍmarāt*, *Fuṣūl al-'Imādī*, *Fatāwī al-Ḥammādiyāh*, *Fatāwī al-Kubrā*, *Tuḥfaḥ al-fiqh*, *Muḥīṭ*, *Dastūr al-quḍāh*, *Baḥr al-rā'iq* and *Fatāwī Jawāhir*.

Beginning:

كتاب النكاح، النكاح مما يحكم به يتصادق  
الزوجين [sic] هداية في هذا الباب الخ

The following kitābs are marked:

Fol. 14a	العقاق	Fol. 13a	الطلاق
Fol. 15b	السرقه	Fol. 14b	الحدود
Fol. 20a	البيوع	Fol. 19a	الوقف
Fol. 28a	الوكالة	Fol. 27b	الحوالة
Fol. 37b	الشهادة	Fol. 30b	القضا
Fol. 62b	المضاربة	Fol. 47a	الدعوى
Fol. 70b	المزارعة	Fol. 65b	الهيئة

Fol. 75a	الاكراه	Fol. 71a	المساقاة
Fol. 78a	العارية	Fol. 76a	القسمه
		Fol. 79a	الاجارة

End (as here extant):

والفتوى فيما يتعلو بالقضاء على قول ابوسوف [sic]  
لزيادة تجربته، خزانه الروايات فى فصل كيفيه  
الافتاء

No other copies appear to be recorded.

## 1727

Foll. 573 (in two volumes—(i) 1-287, (ii) 288-573); 12½ × 5½ in.; nasta'liq; rubrications; some marginal comments; worm-eaten; 18th century. [DELHI 509]

### التحفة الرضائية

al-Tuḥfaḥ al-Riḍā'iyah.

A compilation on furū', compiled by al-Shaikh Muḥammad Riḍā' ibn Muḥammad Ṣālih al-Anṣārī. On each point raised opinions in support are quoted from a number of recognised sources, mainly of late origin, amongst them the *Sharḥ al-Wiqāyah*, *Jawāhir al-Akhlāqī*, *Baḥr al-rā'iq* and others. A considerable number of passages are given in Persian.

Beginning:

الحمد لله الذى بين الحلال والحرام ووضح  
شعائر الشرع والاحكام بلسان افضل المرسلين الخ

The principal kitābs contained in the work, each with several bābs, are as follows:

Vol. i			
Fol. 39b	الصلاة	Fol. 1a	الطهارة
Fol. 139a	الصوم	Fol. 115b	الزكوة
Fol. 157a	النكاح	Fol. 151a	[باب] الحج
Fol. 234a	الايمان	Fol. 224b	العقاق
Vol. ii			
Fol. 36b	الشهادة	Fol. 2a	البيوع
Fol. 132b	الاجارة	Fol. 81b	الدعوى

Fol. 160 <i>b</i> الذبائح	Fol. 155 <i>b</i> القسمة
Fol. 221 <i>a</i> احياء اموات	Fol. 167 <i>b</i> الكراهية
Fol. 263 <i>b</i> الوصية [باب]	Fol. 225 <i>b</i> الاشربة

No other copy appears to be noted.  
Not noted in H. Kh.

## 1728

Foll. 94-137; 11 $\frac{3}{8}$  × 6 $\frac{7}{8}$  in.; ll. 21; nasta'liq; rubrications; 19th century. [DELHI 539*b*]

Part of a work on furū'. Numerous authorities are quoted in different sections, e.g. *Khizānah al-fiqh*, *al-Fuṣūl*, *al-Tamhīd* by al-Imām al-'Āmil al-Timurtāshī, *al-Hidāyah*, *Mukhtaṣar al-Wiqāyah*, etc.

Beginning:

كتاب الحدود وذكر في النوازل الحد هو المنع  
لغه ومنه سمى البواب حد اذا بمنعه [sic] الناس عن  
الدخول في البيت الخ

The following further chapters are marked:

Fol. 104 <i>b</i>	ك' السرقة
Fol. 105 <i>b</i>	احكام قطع الطريق
Fol. 115 <i>b</i>	ك' الديات
Fol. 124 <i>a</i>	ك' الاكراه
Fol. 126 <i>b</i>	ك' الحجر والاذن
Fol. 137 <i>a</i>	ك' الوصايا
	ك' الاخرس

End (last section here extant):

ذكر في مختصر الوقايه كتابه الاخرس وايحاوه  
نما يعرف به نكاحه وطلاقه وبيعه وسراه وقوه  
كالبيان الخ

## 1729

Foll. 133-194, defective at beginning and end; 11 $\frac{1}{2}$  × 7 $\frac{3}{8}$  in.; lines vary in number, being written at various angles across the pages; cursive naskhī; 19th century. [DELHI 540*b*]

A number of fatwās, extracts from legal treatises, notes on procedure, legal fictions,

etc.; some in Persian. They are arranged systematically under headings following those of works on furū'.

Beginning (as here extant):

لا يعتمد على الخط ولا يعمل به فلا يعمل بمكتوب  
الوقف الذي عليه خطوط القضاة الماضين الخ

The following headings are given:

Fol. 136 <i>b</i>	في القضاء بيان المجتهدين
Fol. 137 <i>b</i>	في الميراث
Fol. 139 <i>b</i>	افصا في الدعوى
Fol. 142 <i>a</i>	في دعوى النكاح
Fol. 143 <i>a</i>	كتاب الشهادة على الدعوى
Fol. 148 <i>a</i>	في الوكالة
Fol. 149 <i>b</i>	كتاب الاقرار
Fol. 152 <i>b</i>	كتاب الصلح
Fol. 154 <i>b</i>	كتاب المضاربة
Fol. 156 <i>b</i>	كتاب الهبة
Fol. 159 <i>b</i>	في الدين والابراء
Fol. 160 <i>a</i>	كتاب المدانيات
Fol. 161 <i>a</i>	كتاب الاجارة
Fol. 166 <i>a</i>	كتاب الحظر والاباحة
Fol. 166 <i>b</i>	كتاب الامانات
Fol. 170 <i>a</i>	كتاب الحجر والمأذون
Fol. 170 <i>b</i>	كتاب الشفعة
Fol. 173 <i>b</i>	كتاب القسمة
Fol. 176 <i>a</i>	كتاب الاكراه
Fol. 176 <i>b</i>	كتاب الغصب
Fol. 179 <i>b</i>	كتاب الصيد والذبائح
Fol. 182 <i>b</i>	كتاب الحجر
Fol. 183 <i>b</i>	كتاب الرهن
Fol. 185 <i>b</i>	كتاب الجنايات [sic]
Fol. 187 <i>a</i>	كتاب الاضحية
Fol. 188 <i>b</i>	كتاب الوصايا
Fol. 190 <i>b</i>	كتاب الاشربة
Fol. 192 <i>a</i>	الفن الخامس فن الحيل

which is an extract from the *Kitāb al-Ashbah wa'l-naẓā'ir*.

End:

الحيلة فى ان القاضى يعزل وصى الميت ان  
يدعى ديناً على الميت فيخرج القاضى وان لم  
يبرهنه

1730

Foll. 1-19; 9 × 5½ in.; ll. 22; Indian naskhī;  
rubrications, some marginal comments; 19th  
century. [DELHI 547]

احكام الاراضى  
Aḥkām al-arāḍī.

(The title has been introduced into the  
author's preface in a different hand from the  
rest.)

A treatise on the principles of the *shar'*  
regarding the ownership and taxation of  
land, with special reference to India, by  
Muḥammad A'lā ibn Qādī Muḥammad  
Hāmid ibn Muḥammad Ṣābir al-Fārūqī  
al-Tahānawī. Some parts, e.g. fol. 17*a*, are  
explained in Persian.

Beginning:

الحمد لله المتملك العلام مقبض العلوم على  
الانام والصلوة على رسوله الخ

The work comprises the following chap-  
ters:

- Fol. 2*a* فى بيان معنى دار الاسلام ودار الحرب  
Fol. 5*b* بيان احكام اراضى دار الاسلام  
Fol. 8*b* فى بيان انواع الاراضى واحكامها

End:

وبالجملة فلا ينبغي للمفتى ولا لحل له ان يفتى  
بمثل هذه الروايات هذا ما تيسر لى فى هذا  
المقام الخ

No other copies appear to be noted.  
Not noted in H. Kh.

1731

4102. Foll. 167, end defective; 11 ⅓ × 8½ in.; ll. 15;  
large calligraphic naskhī, vocalised; rubrications;  
13th century. [Purchased 3 April 1925]

طهارة القلوب والخضوع  
لعلام الغيوب

Tahārah al-qulūb wa'l-khuḍū'  
li-'Allām al-ghuyūb.

The earlier part of a popular work on  
practical religion, with theological, devo-  
tional and edifying contents, by 'Abd al-  
'Azīz b. Aḥmad b. Sa'īd al-Dirīnī al-Dahrī  
(d. 694/1295—other dates given are 689  
and 690; cf. Brit. Mus. Suppl., p. 152;  
Brockelmann I 451 f.).

Beginning:

الْحَمْدُ لِلَّهِ الَّذِي تَقَرَّرَ قَبْلَ وُجُودِ النَّعَاتِ بِالْأَسْمَاءِ  
الْحُسْنَى الخ

The whole work contains thirty faṣls (cf.  
H. Kh. iv 172), of which the present  
manuscript has the first eighteen only.  
A list of the full contents, for which see  
Brit. Mus. Suppl. 235 and Berlin 8789, is  
prefixed to the text.

End (here):

فَقِمْتُ أَرْضُ خَدْيِي [sic] فِي التَّرَابِ لَهُ ذَلَا وَأَسْحَب  
أَجْفَانِي عَلَيَّ الْاُتْرُوقِ...

For other copies see Brit. Mus. Suppl.  
235; Paris 1313; Berlin 8789-90; Gotha  
648-9. Printed Cairo 1304/1886-7 (on  
margins of the *Nuzḥaḥ al-Majālis* by  
'Abd al-Raḥmān b. 'Abd al-Salām).  
H. Kh. iv 172.

1732

Foll. 313; 9½ × 5½ in.; ll. 16; naskhī; careful  
corrections in margins; few rubrications; worm-  
eaten; 17th century. [DELHI 510]

Part of a legal work of which the author's  
name does not appear—the first folio bears  
the legend ترجمه احكام لعنان—containing dis-  
cussions on questions relating to worship.  
The author supports his statements by  
quotations from a number of sources  
amongst which *al-Hidayah*, *al-Kāfī*, *Fa-*

*tāwī-i Qādī Khān, Hashiyah Sharh al-Wiqāyah, Sirāj al-wahhāj* and others appear.

Beginning (as here extant):

فقه فى نواقضه منها النجس الخارج من احد  
السيدلين فان كان الخارج متعاد كالبول الخ

The following headings are set down (in the margins):

Fol. 153a فقه فى المواقيت

Fol. 203b فقه فى الاوقات المكروهة

Fol. 237b فقه فى الاذان

End:

ذكره فى حاشية شيخ وفى فتاوى الحجة نحوه  
وقال وهكذا جاء الاثر عن على كرم الله وجهه على  
الدوام والله يدعوا [sic] الى دار السلام وهو ولى  
الاطماتم فقه فى شروط الصلوة

No other copies appear to be noted.  
Not noted in H. Kh.

### 1733

Foll. 13;  $8\frac{1}{2} \times 5\frac{1}{8}$  in.; ll. 15; bold clear naskhī; first words of sentences overlined; date 1141/1728-9. [DELHI 511]

تزيين العبارة لتحسين الاشارة  
Tazyin al-'ibārah li-tahsīn  
al-'ishārah.

A short treatise by 'Alī ibn Sulṭān Muḥammad al-Qārī al-Harawī (d. 1014/1605; cf. *Khulāṣah al-atḥar* III 185; Brockelmann II 396, no. 47) claiming the authority of ḥadīth for the practice of raising the fore-finger during the recitation of the *تشهد*. No divisions are marked in the manuscript.

Beginning:

الحمد لله الذى هدانا للتوحيد و اشار لنا لمعنى  
التفريد والصلوة الخ

End:

وحشرنا مع العلماء العاملين تحت لواء سيد  
المرسلين والحمد لله الخ

For other copies see Manchester 184L; *Āsafiyah*, p. 1078; Cairo VII 130. Printed in the margins of Kaidāwī's رسالة رفع سبابه (?), Lahore, n.d.

Not noted in H. Kh.

### 1734

Foll. 74;  $9\frac{3}{8} \times 5$  in.; ll. 17; Indian naskhī; some marginal comments; worm-eaten; 18th century. [DELHI 548]

روضة الانظار

Rauḍah al-anẓār.

A treatise on a question of ritual ablution, by Zain al-'Ābidīn Ghulām Muḥammad al-diyūrī al-dī bahārī مولدا والجونفورى (مرشدا) 'Abbāsī, who also wrote a work entitled *Mi'yār al-afkār fī kashf al-asrār*, dealing with wuḍū'.

Beginning:

نشكرك يا من الآوه فى كل تحسين دائية ونعمواه  
فى كل حين حانية الخ

No chapter-headings are provided.

End:

الوضؤ الذى هو نور من الانور [sic] والحق انها  
جنة النظار فيها رياح الاثمار من نتاج الافكار ومزهر  
الازهار ومظهر الانوار الخ

No other copies appear to be noted.  
Not noted in H. Kh.

### 1735

Foll. 15-28;  $11\frac{1}{4} \times 6\frac{1}{8}$  in.; ll. 19; cursive and inelegant nasta'liq; date 1261/1845. [DELHI (Persian) 210b]

درهم الصرة فى وضع اليدين  
تحت الصرة

Dirham al-ṣurrah fī waḍ' al-yadain  
taḥt al-surrah.

An essay on the thesis that the proper position of the hands during worship is



below the navel. The author's name does not appear.

Beginning:

الحمد لله رب العالمين... أما بعد فقد سمعت  
أخًا في الله تعالى صالحا في الاعمال من اهل  
المذهب الخ

End:

بالوضع ليس دليل ثابت الا حديث ضعيف يعرض  
بأثار آخر غير صحيح والله سبحانه وتعالى اعلم  
الخ

No other copies appear to be recorded.  
Not in H. Kh.

### 1736

Foll. 1-10;  $9\frac{3}{8} \times 6\frac{1}{4}$  in.; ll. 17; cursive (Indian) naskhī; significant words overlined red; slightly worm-eaten; date (fol. 48 in no. 1737) 1237/1822. [DELHI 553a]

#### هادى العمى Hādī 'l-'umy.

A Ḥanafī tract on the compulsory character of the Friday celebration in the mosque, by 'Abd Allāh al-Hāshimī al-Ḥusainī of Sā'ifūr.

Beginning:

اللهم لا احصي ثناءً عليك وانت كما ائتميت على  
نفسك الخ

End:

فان شئت الاطلاع فليرجع الى رسالتين القديمتين  
المعمولتين فى تحقيق الجمعة والحمد لله على  
الاحتتام والصلوة على حبيبه الكرام'

No other copies appear to be noted.  
Not noted in H. Kh.

### 1737

Foll. 11-48;  $9\frac{3}{8} \times 6\frac{1}{4}$  in.; ll. 17; cursive (Indian) naskhī; rubrications; significant words overlined red; slightly worm-eaten; date 1237/1822. [DELHI 553b]

### الفوائد الهاشمية

#### al-Fawā'id al-Hāshimīyah.

A Ḥanafī treatise on the religious and ritual requirements of the day of assembly (Friday), by 'Abd Allāh al-Hāshimī of Sā'ifūr.

Beginning:

الحمد لله الذى اعلمى معالم الدين ورفع الوية  
الشرع المتين الخ

The work comprises the following 14 faṣls:

- |          |                                    |
|----------|------------------------------------|
| Fol. 12b | (1) شرائط الجمعة                   |
| Fol. 14a | (2) المصبر                         |
| Fol. 16b | (3) الفناء                         |
| Fol. 18b | (4) السلطان ونائبه                 |
| Fol. 20b | (5) الوقت                          |
| Fol. 21a | (6) الخطبة                         |
| Fol. 24b | (7) السعى الى الجمعة               |
| Fol. 33b | (8) الجماعة                        |
| Fol. 34b | (9) تحقيق الاذن [sic] العام .      |
| Fol. 35b | (10) فيمن يجب عليه الجمعة          |
| Fol. 37b | (11) المواضع التى جازت الجمعة فيها |
| Fol. 38a | (12) صور جواز الجمعة               |
| Fol. 42b | (13) الساعة المرجوة الخ            |
| Fol. 42b | (14) احكام المسجد                  |

End:

لا يوضع الجذع على جدار المسجد وان كان  
من اوقافه كذا فى الغنية ذكره فى الامنية ولا  
ينازع فى المكان ذكره فى نصاب الاحتساب'

No other copies appear to be recorded.  
Not noted in H. Kh.

### 1738

Foll. 16b-29a (fol. 26b is blank);  $5\frac{3}{4} \times 3\frac{3}{4}$  in.; ll. 9; clear naskhī partially vocalised; rubrications; 19th century. [DELHI 555b]

## رسالة في مناسك الحج

Risālah fī manāsik al-ḥajj.

An anonymous handbook on the ritual of the ḥajj and the 'umrah.

Beginning:

الحمد لله رب العالمين والصلوة والسلام على سيدنا... اما بعد فهذا مختصر لطيف في مناسك الحج والعمرة الخ

Nine bābs are comprised in the work, as follows:

- |          |                          |
|----------|--------------------------|
| Fol. 16b | (1) في فرائض الحج        |
| Fol. 17a | (2) في الواجبات          |
| Fol. 18a | (3) في السنن             |
| Fol. 18b | (4) في المستحبات         |
| Fol. 24a | (5) فيما يباح للمحرم     |
| Fol. 24b | (6) فيما يحرم على المحرم |
| Fol. 27b | (7) في المكروهات         |
| Fol. 28b | (8) في مفسد الحج والعمرة |
| Fol. 29a | (9) في الفوات            |

End:

وبطل عنه دم القران وعليه قضا الحج لا غير لان العمرة لا تفوت

A work of the same title (by Shams al-Din Aḥmad Sarūji) is recorded in *Āṣa-fīyah*, p. 1106.

Not noted in H. Kh. (?). (A *Manāsik al-ḥajj* is mentioned in VI 134. It is attributed to Ibn Juraij.)

## 1739

Foll. 15; 5 $\frac{3}{4}$  × 3 $\frac{3}{4}$  in.; ll. 11; naskhī, vocalised but not without errors; rubrications; 19th century. [DELHI 555a]

## رسالة في آداب زيارات الأئمة

Risālah fī ādāb ziyārāt al-ā'immaḥ.

A book describing the ritual of pilgrimages and giving the prayers of intercession

for use during visits to the tombs of the (Sunnī) imāms and to mosques and wells at Mecca and Medina. The author is unnamed.

Beginning:

أَوَّلَ مَا يَدْخُلُ مِنْ بَابِ السَّلَامِ إِلَى خَيْرِ الْأَنْبِيَاءِ يُقَدِّمُ رِجْلَهُ الْيَمْنَى وَيُؤَخِّرُ رِجْلَهُ الْيَسْرَى وَيَقُولُ اللَّهُمَّ الخ

End:

ثُمَّ يَزُورُ الْأَبْيَارَ [sic] السَّبْعَةَ الَّتِي فِيهَا شَرِبَ [sic] الْمَاءَ [sic] النَّبِيِّ [sic] صَلَّى اللَّهُ عَلَيْهِ وَسَلَّمَ وَتَوَضَّأَ وَالغَسَلَ فِيهِ، أَلْأَوَّلُ بَيْرِ [sic] عَرَبٍ وَالثَّانِي الخ

For another copy see Berlin 4078. Not noted in H. Kh.

D. FARĀ'ID

## 1740

Foll. 1b-32; 9 × 6 $\frac{1}{2}$  in.; ll. 19; inelegant naskhī, passages of the original text in red; rubrications; slightly worm-eaten; 18th century. [DELHI 767]

## تعليق على الأرجوزة الرحبية في الفرائض

Ta'liq 'alā 'l-Urjūzah al-Raḥbīyah fī 'l-farā'id.

(A note on the fly-leaf erroneously calls it شرح السراجية.)

An anonymous supercommentary on the *Urjūzah al-Raḥbīyah* of Muhammad b. 'Alī al-Raḥbī (d. 579/1183), which is a work in rajaz couplets on the division of inheritances (cf. H. Kh. iv 336; Brockelmann I 391). The present *ta'liq* was completed in 1138/1725-6.

Beginning:

الحمد لله المبدى المعيد الفعال لما يريد ذى البطش الشديد الخ

The work comprises the following bābs:

- |         |                     |
|---------|---------------------|
| Fol. 4a | ذكر مواضع العرش الخ |
| Fol. 4b | ذكر الورثة          |

Fol. 5a	قسمة الفروض
Fol. 9a	ذكر ميراث الجدات
Fol. 10a	ذكر ميراث العصة
Fol. 12a	في ذكر الحجب
Fol. 14a	الكلام على ميراث الجد الخ
Fol. 15a	ذكر المعادة
Fol. 17a	معرفة اصول الفرائض
Fol. 22a	ذكر المناسحة
Fol. 24a	ذكر ميراث الخنثى
Fol. 25a	ذكر ميراث الحمل

End:

اما اذا كان بعكس ذاك \* فكالتباين حكمه اتاك

No other copies appear to be recorded.  
Not noted in H. Kh.

### 1741

Foll. 43, first and last folios damaged;  $8\frac{3}{8} \times 5\frac{7}{8}$  in.; ll. 7-9; sloping naskhī; rubrications; slightly worm-eaten; 18th century (? date 1189/1775).

[DELHI 769]

### الفرائض السراجية

[al-Farā'id] al-Sirājīyah.

(Sometimes called *al-Sirājī fī 'l-farā'id*.)

A well-known treatise on the division of inheritances, by Sirāj al-Dīn Muḥammad b. Muḥammad al-Sajāwāndī (*fl.* towards the end of the 6th/13th century; cf. Ibn Quṭlūbughā 42, 116; Brockelmann I 378; Bankipore XIX (ii), p. 157). The title given does not appear in the work itself.

Beginning:

الحمد لله رب العالمين حمد الشاكبين والصلوة...

رسوله خير البرية الخ

The work comprises the following chapters:

Fol. 2b	فصل معرفة الفروض الخ
Fol. 6b	فصل العصبات
Fol. 8b	باب الحجب على نوعين

Fol. 9a	باب مخارج الفروض
Fol. 10a	باب اذا اختلف النصف الخ
Fol. 10b	باب العول
Fol. 11a	فصل في معرفة التماثل
Fol. 12b	باب التصحيح
Fol. 16a	فصل في قسمة التركة
Fol. 17a	فصل في التخارج
Fol. 18a	فصل الرد الخ
Fol. 20b	فصل قال ابو بكر الصديق
Fol. 23b	فصل المناسحة
Fol. 25a	فصل وذو رحم الخ
Fol. 26b	فصل في صنف الاول
Fol. 32a	فصل في الصنف الثالث
Fol. 34b	فصل في صنف الرابع
Fol. 36b	فصل في الخنثى
Fol. 41b	فصل في المفقود
Fol. 43a	فصل في الفرقى الخ

End:

وقال وابن مسعود رض' يرث بعضهم من بعض الا  
مما و... كل واحد منهم من مال صاحبه

For other copies see Loth 239-43; Brit. Mus. 409; Manchester 196A; Bankipore XIX (ii), nos. 1942-5; As. Soc. Bengal (Govt. additions 1903-7), 711; Gotha 1099. Printed (ed. Sir Wm. Jones) Calcutta 1792, London 1799, Calcutta 1260/1844 and frequently. For translations see Brockelmann, *loc. cit.*

H. Kh. iv 399.

### 1742

Foll. 39, uncompleted—a copy made up from several others;  $9\frac{1}{4} \times 5\frac{7}{8}$  in.; lines vary from 5 to 15; naskhī in a variety of hands; rubrications; copious marginal and interlinear comments; parts worm-eaten; mainly 17th century.

[DELHI 768]

### al-Sirājīyah.

Another copy (poor) of the work by Sirāj al-Dīn al-Sajāwāndī.

## 1743

Foll. 1-36, uncompleted, beginning defective; space is left for tables omitted;  $8\frac{5}{8} \times 4\frac{7}{8}$  in.; ll. 7; ornamental naskhī; rubrications; slightly worm-eaten; 18th century. [DELHI 784a]

## al-Sirājīyah.

Another copy of the work of Sirāj al-Dīn al-Sajāwandī.

## 1744

Foll. 5-23;  $9\frac{1}{2} \times 10\frac{1}{4}$  in.; ll. 10; Indian nasta'liq; rubrications; copious marginal and interlinear comments; 18th century. [DELHI 770b]

## al-Sirājīyah.

Another copy of the work by Sirāj al-Dīn al-Sajāwandī.

## 1745

Foll. 6-63, omitting 8, 9, 21 and 23;  $11 \times 7\frac{7}{8}$  in.; ll. 7; large naskhī; rubrications; copious marginal and interlinear comments; 18th century. [DELHI 771b]

## al-Sirājīyah.

Another copy of the work by Sirāj al-Dīn al-Sajāwandī. A note on fol. 6a erroneously calls this the first part of the work.

## 1746

Foll. 1-18;  $12\frac{1}{4} \times 8\frac{1}{4}$  in.; ll. 11; large naskhī; rubrications; some folios with copious comments; date 1256/1840. [DELHI 780a]

## al-Sirājīyah.

Another copy of the work—here entitled *Al-Sirājī fī 'l-Farā'id*—by Sirāj al-Dīn al-Sajāwandī.

## 1747

Foll. 1-27;  $7\frac{7}{8} \times 5\frac{3}{8}$  in.; ll. 11; large naskhī; rubrications; 19th century. [DELHI 782a]

## al-Sirājīyah.

Another copy of the work by Sirāj al-Dīn al-Sajāwandī.

## 1748

Foll. 119;  $11 \times 7\frac{1}{4}$  in.; ll. 13; nasta'liq; rubrications; passages of the original text overlined; copious marginal and interlinear comments; date 1235/1820. [DELHI 773]

الشريفية  
al-Sharīfiyah.

A commentary (*mamzūj*) by al-Saiyid al-Sharīf 'Alī b. Muḥammad al-Jurjānī (d. 816/1413; cf. *Ḥabīb al-Siyar* III iii 89; Brockelmann II 216; Bankipore v (ii), pp. 86 f.) on the *Sirājīyah*, a manual on the division of inheritances.

Beginning:

قال المولى الشيخ سراج الملة والدين محمد بن  
عبد الرشيد السجاوندى نور الله مرقداه بعد ما تيمن  
بالبسمة الخ

End:

والباقى للمولى لان كلاً [sic] منهما لا يرث من  
صاحبه ما ورث منه فقد اجتمع لاه كل منهما  
عشرون ولينته ستون ولولاه عشره

For other copies see Loth 239 (II), 240-4; Brit. Mus. Suppl. no. 435; Manchester 196B; Bankipore XIX (ii), nos. 1948-9; Rāmpūr, p. 264, nos. 24-29; Āsafīyah, p. 1094; Berlin 4075. Printed Calcutta 1260/1844, Kasan 1889, 1894. Translated by Sir Wm. Jones, Calcutta 1792.

H. Kh. v 401.

## 1749

Foll. 104;  $8\frac{3}{8} \times 6\frac{1}{8}$  in.; ll. 15; cramped nasta'liq; rubrications; passages of original text overlined; some marginal comments; date 1265/1849. [DELHI 774]

## al-Sharīfiyah.

Another copy of the commentary on the *Sirājīyah*.

## 1750

Foll. 88;  $10\frac{1}{2} \times 6\frac{7}{8}$  in.; inelegant naskhī; rubrications; passages of original text overlined; slightly worm-eaten; 18th century. [DELHI 775]



**al-Sharīfiyah.**

Another copy of the commentary on the *Sirājīyah*.

1751

Foll. 1-61;  $8\frac{5}{8} \times 5\frac{3}{8}$  in.; ll. 21; cursive naskhī; rubrications; passages of original text overlined; scattered marginal comments; date 1194/1780.

[DELHI 781a]

**al-Sharīfiyah.**

Another copy of the commentary on the *Sirājīyah*.

1752

Foll. 68-164;  $8\frac{5}{8} \times 4\frac{3}{8}$  in.; ll. 19; cursive (Indian) naskhī; rubrications; passages of original text overlined; slightly worm-eaten; date 1219/1804.

[DELHI 784d]

**al-Sharīfiyah.**

Another copy of the commentary on the *Sirājīyah*.

1753

Foll. 19-77;  $12\frac{1}{4} \times 8\frac{1}{4}$  in.; ll. 17-21; cursive (Indian) naskhī; rubrications; scattered marginal comments; passages of original text overlined; date 1257/1841.

[DELHI 780b]

**al-Sharīfiyah.**

Another copy of the commentary on the *Sirājīyah*.

It begins:

وبه نستعين قال المولى... سراج الملة والدين الخ

but a note on fol. 19b says that in some copies the beginning is:

الحمد لله رب العالمين والصلوة على خير خلقه

محمد واله اجمعين

1754

Foll. 66, end defective;  $9\frac{1}{4} \times 5\frac{3}{8}$  in.; ll. 15; cursive naskhī; rubrications; original text overlined; scattered marginal comments; some injury from damp and insects; 19th century. [DELHI 776]

**al-Sharīfiyah.**

Another copy of the commentary on the *Sirājīyah*.

1755

Foll. 9-10;  $9\frac{1}{4} \times 5$  in.; ll. 18; nīm-shikastah; date 1181/1767-8. [DELHI 772b]

الوجيز [في الفرائض]

al-Wajiz [fi 'l-farā'id].

A brief treatise on the division of inheritances, by an anonymous author.

A commentary on the work (which is also known as *al-Farā'id al-wajīzīyah* or *Wajīzah al-farā'id*) was completed in 1132/1720 (see below).

Beginning:

احمد الله على الايه واصلى على رسوله محمد

واله واوليائه بعد فهذا علم باحث عن القسمة [sic]

التركه الخ

End:

وجمع ما بين كل مورين من التحانى الايمن

من تحته ليحصل المحلوب

No copies appear to be recorded elsewhere.

1756

Foll. 23-25;  $8\frac{1}{2} \times 5\frac{3}{8}$  in.; ll. 9; nasta'liq; date 1239/1823-4. [DELHI 783c]

al-Wajiz.

Another copy of the same work.

1757

Foll. 1-9;  $8\frac{1}{4} \times 6\frac{3}{8}$  in.; ll. 9; coarsely-written nasta'liq; 19th century. [DELHI 779a]

al-Wajiz.

Another copy of the same work.

## 1758

Foll. 1-9a;  $9\frac{1}{4} \times 5$  in.; ll. 18; nīm-shikastah; passages of the original text overlined; worm-eaten; date ? 1181/1767; cf. fol. 106b.

[DELHI 772a]

## شرح الوجيز

Sharḥ al-Wajīz.

A commentary by Aḥmad b. Mas'ūd al-Ḥusainī al-Hargāmī (known as "Al-Ḥadīyah") upon the brief manual on *farā'id* entitled *al-Wajīz*. The work was completed in 1132/1720.

Beginning:

أما بعد حمد الله على نعمائه والصلوة والسلام

على سيد انبيائه واله واصحابه الخ

End:

والآخر من الماخوذ بنسبة الى ذلك المخرج او تقسيم  
عليه ليتم المقصود

Author's colophon:

فالحمد لله... وعلى... احقرهم العاصي واضعفهم  
العوامي احمد بن مسعود الحسيني الهركامي المشتهر  
بالهدية الذي اوجز القوانين للعالمين والعالمين في

الف ومايه واثنين وثلاثين الخ

Colophon:

تمت شرح الوجيز من تصانيف افضل الفضلاء سيد  
الرويا وهو ماتته

No other copies appear to be recorded.

## 1759

Foll. 65-75, end defective;  $8\frac{5}{8} \times 5\frac{5}{8}$  in.; ll. 17; Indian nasta'liq; passages of original text overlined; scattered marginal comments; 18th century.

[DELHI 781b]

Sharḥ al-Wajīz.

Another copy of the commentary on *al-Wajīz fī 'l-farā'id*.

## 1760

Foll. 52-66;  $8\frac{5}{8} \times 4\frac{3}{8}$  in.; ll. 19; cursive (Indian) naskhī; rubrications; passages of original text overlined; slightly worm-eaten; date 1143/1730-1.

[DELHI 784c]

L. A. M.

Sharḥ al-Wajīz.

Another copy of the commentary on *al-Wajīz fī 'l-farā'id*.

## 1761

Foll. 10-39;  $8\frac{1}{4} \times 6\frac{1}{8}$  in.; ll. 10-12; inelegant naskhī; scattered marginal comments; slightly worm-eaten; 19th century.

[DELHI 779b]

Sharḥ al-Wajīz.

Another copy of the commentary on the *Wajīz*, by Aḥmad Allāh b. Mas'ūd al-Hargāmī, who, according to the colophon, "made a brief summary for the use of the learned in 1102". In no. 1758, however, the date is given as 1132.

## 1762

Foll. 11-26, end defective;  $9\frac{1}{4} \times 5$  in.; ll. 17; naskhī; rubrications; a diagram and various tables in the text; scattered marginal comments; worm-eaten; 18th century.

[DELHI 772c]

## البيسط [في الفرائض]

## al-Basīṭ [fī 'l-farā'id].

A compendium of the law dealing with *farā'id*, by Najm [al-Dīn] al-Shuraihī al-Kubrawī, called "Shaikh-zādah".

Beginning:

الحمد لله الباقي الوارث المحيي المميت الباعث

الخ

The work comprises the following bābs:

Fol. 14b الحجب Fol. 13a العصبات

Fol. 26b الرد

End (as here extant):

وعلى التقديرين اما ان يكون معه من لا يرد

عليه او يكون الاول ان يكون في المسله جنس

واحد...

No other copies appear to be recorded.

Not noted in H. Kh.

## 1763

Foll. 34, uncompleted;  $8\frac{3}{8} \times 5\frac{1}{8}$  in.; ll. 17; inelegant *naskhī*; rubrications; worm-eaten; 18th century. [DELHI 777]

A short treatise on *farā'id*, dealing with special aspects of the subject and problems connected therewith. Title and author's name are both lacking.

Beginning:

اعلم ان فروض الورثة فى الكتاب ستة ٦ النصف  
والربع الخ

The work comprises the following bābs (in each of which a number of *masā'il* are considered):

Fol. 1*b* تمثيلات الفروض  
Fol. 16*b* تمثيلات مخارج الفروض  
Fol. 18*a* تمثيلات العول  
Fol. 22*a* تمثيلات التصحيح

End:

فالخارج نصيب ذلك الوارث فى الوجهين  
مثاله مسله  
بنتان ابوان والتركة ثمانية دنانير...

No other copies appear to be recorded.

## 1764

Foll. 31–38;  $8\frac{3}{8} \times 5\frac{3}{8}$  in.; ll. 7; nasta'liq; rubrications; scattered marginal and interlinear comments; slightly worm-eaten; 19th century. [DELHI 783*d*]

A short treatise on *farā'id*, apparently part of a larger work. Title and author's name are both lacking.

Beginning:

يبدأ من تركه الميت بالتجهّر والتكفين ثم قضاء  
الديوان [sic] ثم تنفيذ الوصايا من ثلث الباقي الخ

The work comprises an introduction and the following bābs (each divided into a number of *faṣḥ*s):

Fol. 34*b* الحجب والاسقاط

Fol. 36*a* الرد Fol. 35*b* العول

Fol. 36*b* دوو الارحام الخ

Fol. 37*b* الهماسخة

End:

معام الثانية فى العمل ثمر فى الرابعه والحامسة  
كذلك الى اخر البطن

No other copies appear to be recorded.

## 1765

Foll. 47–54;  $9 \times 5\frac{3}{8}$  in.; ll. 17; *naskhī*; copious marginal comments; 18th century. [DELHI 1762*c*]

A manual, based upon a number of standard works of *fiqh*, treating of the ceremonial and etiquette of eating. Title and author's name are both lacking.

Beginning:

الحمد لله رب العالمين والعاقبة للمتقين  
والصلوة... اما بعد فهذه كلمات قايّدة تامة  
للأكلين الخ

End:

فتاكل لاجل الضيف حتى لا يخجل الضيف وان  
يريد صوم الغد فتناوله فوق الشبع

(Amongst the works quoted are the *Bustān al-faqīh* of Abū 'l-Laiṭh, the *Sirājīyah*, the *Fawā'id al-farā'id*, the *'Awārif*, the *Khānīyah*, etc.)

No other copy appears to be recorded.

E. FURŪ' (SHĀFI'Ī)

## 1766

Foll. 213, lacunae between foll. 11–12 and 106–107, and defective at the end;  $8 \times 6\frac{1}{4}$  in.; ll. 33; small cramped *naskhī* with points frequently omitted, partially vocalised; title-page in a hand different from the rest; rubrications; many folios damaged by damp and insects; 17th century. [DELHI 502]

## كتاب الوسيط في المذهب

Kitāb al-Wasīṭ fī 'l-madhhab.

A manual of Shāfi'ī fiqh by Abū Hāmid Ḥujjah al-Islām Muḥammad ibn Muḥammad al-Ghazālī (d. 505/1111; cf. Brockelmann 1424; *Encyc. Islam*, s.v.). It contains the ordinary chapters of a work on fiqh (furū'), together with many additional ones for the use of qādīs, and also discussions upon many practical illustrations. According to H. Kh. (vi 437), who calls it *Wasīṭ fī 'l-furū'*, it was one of the five works in commonest use amongst the Shāfi'īs. It was derived from a previous work of Ghazālī's—*al-Basīṭ fī 'l-furū'*—but was provided with much additional matter.

Beginning:

أما بعد حمد الله الذي هي فاتحة كل كتاب  
وخاتمة كل خطاب والصلوة على رسوله الخ

The chief kitābs marked are as follows:

Fol. 32b	ك' الحج	Fol. 1b	ك' الطهارة
Fol. 79a	ك' التفليس	Fol. 43a	ك' البيع
Fol. 157a	ك' الجنائيات	Fol. 133a	ك' الطلاق
Fol. 193a	ك' الضحايا	Fol. 165a	ك' الديات

The last kitāb, the الشهادة (fol. 213b), is defective at the end.

End (as here extant):

فان السعر كلام حسنه حسن وفسحه صح وقد  
اسد عند رسول الله صلى الله عليه ولهر سكرها وان  
اطنب: ...

For other copies see Bodleian 1233, II 82; Paris (Nouvelles acquisitions 1925) 6117 (fragmentary); Cairo III 197.

H. Kh. vi 437.

### 1767

Foll. 321 (present fol. 184 should come between 176 and 177); 10 $\frac{3}{8}$  × 7 $\frac{3}{4}$  in.; ll. 22; scholarly naskhī, occasionally lacking points; rubrications; a few marginal notes; some folios damaged by damp, etc.; date 766/1364-5; copyist, Abū Bakr b. Muḥammad Dāwud al-Lārī. [DELHI 588]

## شرح الحاوى

Sharḥ al-Ḥawī (al-ṣaghīr).

The third and fourth parts of a commentary by 'Alā' al-Dīn 'Alī b. Ismā'il al-Qūnawī (d. 729/1328-9; cf. H. Kh. III 6; Brockelmann II 86; Bankipore XIX (ii), p. 106) on Najm al-Dīn al-Qazwīnī's treatise on furū' (*al-Ḥawī al-ṣaghīr fī 'l-furū'*), for which see H. Kh. III 5 ff.

Beginning:

خصّ النمی صلی اللہ علیہ وسلم الی آخره  
الكتاب [و] السنة واجمع الملل متطابقة على جواز  
النكاح الخ

Passages of the *Ḥawī* are introduced by قوله, but the chapters are not distinguished from each other except by the heading باب. The colophon of the النكاح ربع (the 3rd ربع) occurs on fol. 138b and states that it is to be followed by باب الجنائيات.

End:

فاذا ماتا فالولاء بين العصيتين بالسوية وان كان  
احدهما موسرا فقط ثبتت الاستلاد في نصب المعسر  
قطعا والنواع في نصب الموسر

For other copies see Bankipore XIX (ii), nos. 1859-61; Rāmpūr 263; Aṣafīyah, p. 1156; Berlin 4512; Cairo III, p. 236.

H. Kh. III 6.

### 1768

Foll. 1-166; 8 $\frac{1}{2}$  × 5 $\frac{1}{2}$  in.; ll. 21; naskhī; rubrications; some marginal comments; date 907/1501-2. [DELHI 507a]

## تيسير الفتاوى في تحرير الحاوى

Taisīr al-fatāwī fī taḥrīr al-Ḥawī.

A commentary by Sharaf al-Dīn Hibah Allāh ibn 'Abd al-Raḥīm al-Bārīzī al-Ḥamawī al-Shāfi'ī (d. 738/1337; cf. *Shadharāt al-dhahab*, Cairo 1350, VI 119; Brockelmann I 394) on the *Ḥawī al-ṣaghīr* of Najm al-Dīn 'Abd al-Ghaffār al-Qazwīnī.



Beginning:

الحمد لله المقدّس عن الاضداد والانداد المنزه  
عن الصحابة والوالد والاولاد الخ

The numerous bābs into which the work is divided are those of the ordinary treatises on furū'. Here, text and commentary are not differentiated by any external signs (see H. Kh. III 8).

End:

ثبت الاستيلاء في كل نصف لهالكه والولاء بين  
عصبيتها بالسوية

For other copies see (?) Yeni Jāmi' Kutub-khanaḥ Daftari (Stambul 1300), no. 437; Cairo III 212.

H. Kh. III 7 f.

## 1769

Foll. 299; 9½ × 7 in.; ll. 29; small neat naskhī—points occasionally omitted; rubrications; illuminated 'unwān; margins ruled; worm-eaten in parts; date 886/1481 (? 816/1413). [DELHI 487]

ايضاح الفتاوى في النكت

المتعلقة بالحاوى

Īdāḥ al-fatāwī fī 'l-nukat  
al-muta'allaqah bi 'l-Ḥāwī.

A commentary, by an author unnamed, on the first two parts ('ibādāt and bai') of Najm al-Dīn 'Abd al-Ghaffār al-Qazwīnī's treatise on Shāfi'ī jurisprudence, the *Ḥāwī al-ṣaghīr* (for which see H. Kh. III 5; Brockelmann I 394).

Beginning:

الحمد لله الذى فقّه فى الدين من اختاره من  
الانام وارشد من ارتضاه لمعرفة ما شرع من الاحكام

الخ

The text is introduced by some particulars of the life of Najm al-Dīn culled from Dhahabī (d. 748/1348), Subkī (d. 771/1370), Isnawī (d. 772/1371) and others unspecified. The ordinary main headings of a work on

furū' are given (*kitāb al-bai'* on fol. 136b) and the quoted passages of the original are marked by قوله—often omitted.

End:

وقال فى شرحه المسلم لا يجوز لانها غير واجبة  
انتبهى والله سبحانه اعلم

Colophon:

وقد تم الجلد الاول من اضاح الفتاوى فى النكت  
المتعلقة بالحاوى... على يدي اضعف مخلوق الله  
الغنى مقصود بن هبة الله بن منصور بن محمد  
الحسى الخ

No other copies appear to be recorded.  
Not noted in H. Kh.

## 1770

Foll. 311 (lacuna after foll. 1 and 14, defective at the end); 8½ × 5½ in.; ll. 20; naskhī in more than one style, partially vocalised; rubrications; original text overlined red; some marginal and interlinear comments; many folios damaged by insects, etc.; 18th century. [DELHI 589]

بيان الفتاوى

Bayān al-fatāwī.

A commentary on Najm al-Dīn al-Qazwīnī's *Ḥāwī al-ṣaghīr fī 'l-fiqh*, by 'Uthmān b. 'Alī al-Kūh-i Kīlūnī (الكوه كيلونى).

Beginning:

الحمد لله الذى شرع بالاحكام شريعة الى مشارع  
الاسلام والدين وفرّعها على أصول الخ

The chapters are not provided with headings, but the beginning of each is marked by باب.

End (last bāb here extant):

باب الايلاء حلف الزوج على الامتناع عن وطى  
ممكّن اى الايلاء حلف الزوج المكلف على امتناعه  
من وطيه...

No other copies appear to be recorded.  
Not noted in H. Kh.

1771

3860c. Foll. 95-102, end defective;  $6\frac{3}{4} \times 6\frac{1}{2}$  in.; ll. 15; inelegant naskhī; rubrications; 14th century.

## ضوابط الفصول

[Dawābiṭ al-fuṣūl.]

Part of a compilation of responsa to questions upon *Shāfi'ī furū'*, apparently by Muḥyī al-Dīn [Yaḥyā b. Sharaf] al-Nawawī (d. 676/1277; cf. *H. Kh.* I 508), but there is no reference to author or title in the text. A note on the title-page reads:

وما وجدت من ضوابط الفصول للنووى [sic] و  
بخط شيخى... الشيخ شمس الدين الكفيري الخ

Beginning:

الحمد لله رب العالمين... اما بعد فهذه قواعد  
وطوابط [sic] واصول مهمات مقاصد مطلوبات يحتاج

اليها طالبوا [sic] المذهب الخ

The work deals with the following masā'il:

Fol. 96a	مذهب اهل الحق الايمان بالقدر الخ
Fol. 96b	عقود المعاملات الخ
Fol. 97a	اذا انعقد البيع
Fol. 97a	مما يقوم الوطى فيه الخ
Fol. 97b	فى ضبط حمل من المقدرات الشرعيه
Fol. 98b	فى بيان اقسام الرخصة الخ
Fol. 99a	قال اصحابنا رخص السفر ثمان الخ
Fol. 100b	لا يزال حكم اليقين بالشك الخ

This is followed by a section from the

Fol. 101a كتاب مهمات الفقه (باب المساجد)

and by a final section:

[ومما وجد بخط النووي] قال اخبرنا شيخنا الحافظ  
ابو ابو [sic] البقا اجارة قال ابو اليمن الخ

No other copy appears to be recorded.  
Not in *H. Kh.*

1772

Foll. 209 (some lacking at the end);  $8\frac{1}{2} \times 5\frac{1}{2}$  in.; ll. 21; small naskhī; rubrications; slightly worm-eaten; 18th century. [DELHI 599]

## شرح ايضاح المناسك الكبرى

*Sharḥ Ḍāḥ al-manāsik al-kubrā.*

An anonymous commentary on Muḥyī al-Dīn al-Nawawī's *Ḍāḥ fī 'l-manāsik* (for which see *H. Kh.* I 508), on the rites of the ḥajj. The title-page ascribes the work to Shihāb al-Dīn (Aḥmad) Ibn Ḥajar al-Haitamī (d. 973/1565), but no work of this title by him is given by *H. Kh.* (Cf. further Brockelmann II 387 ff. and Berlin 4045, neither of which mentions the work. In Berlin 4052 there is a work by him on the same subject, viz. *زيارة القبر* the *al-makrūm* and this may be the origin of the ascription.)

Beginning:

الحمد لله الذى عظم شعائر بيته الحرام بما اوجبه  
على الكفاية من احيا معالمه بالزيارة فى كل عام الخ

The following chapters are contained in the book:

[Fol. 1b	not indicated by title	فى اداب السفر
Fol. 70b		الباب الثانى فى الاحرام
Fol. 110a		الباب الثالث فى دخول مكة
Fol. 179b		الباب الرابع فى العمرة
Fol. 182a		الباب الخامس [قوله مكة افضل الارض]
Fol. 196a		الباب السادس [قوله اعلم الخ]
Fol. 206b		الباب السابع [هذا الباب يحتاج الخ]

These headings correspond in general with those of the *Ḍāḥ fī manāsik al-ḥajj* by al-Nawawī as given in Berlin 4045.

End (as here extant):

فلا يقال المقصود فى البابين واحد وانما وجب  
الفور هنا فى التطوع لانه اوجه [على نفسه]...

No other copies appear to be recorded.  
Not noted in *H. Kh.*



## 1773

Foll. 394, both ends defective;  $10\frac{3}{4} \times 6\frac{7}{8}$  in.; ll. 25; well-written naskhī; rubrications; early folios injured by damp, etc.; date (probably) 896/1491—the dates 894, 895 appear on foll. 172 and 256 respectively. [DELHI 675]

الأنوار لأعمال الأبرار  
al-Anwār li-a'māl al-abrār.

A work on Shāfi'ī furū', by Jamāl al-Dīn Yūsuf b. Ibrāhīm al-Ardabīlī (d. 776/1374, according to others 799/1396; cf. H. Kh. I 484; Brockelmann II 199; Bankipore XIX (ii), no. 109).

Beginning (of first extant, third original kitāb):

كتاب الحيض [أقل سن تحيض المرأة فيه تسع سنين الخ

There would appear to have been 73 kitābs, each with rukns and faṣls, in the complete work, a list of them being given in Loth 286. The last two in addition to the first two are here lacking.

End (i.e. last extant kitāb, fol. 391a):

كتاب التدبير وله اركان الاول المحل وهو معلوم ولو دبر المكتاب او كاتب المدبر صح الخ

For other copies see Loth 286; Brit. Mus. Suppl. 317; Berlin 4598; Bankipore XIX (ii), nos. 1864–5. Printed Cairo 1310/1892–3.

H. Kh. I 484.

## 1774

3860a. Foll. 1–87, end defective;  $6\frac{3}{4} \times 6\frac{1}{2}$  in.; ll. 17; fair naskhī; rubrications; copious comments on some folios; first folio damaged; 14th century.

The first part of a brief manual of Shāfi'ī law for beginners, by Abū 'Abd Allāh Muḥammad b. Jamāl al-Dīn al-Shāfi'ī, known as "al-Tinkizi". It is based chiefly upon the *Ghayāḥ al-ikhtisār* of Abū Shujā' Aḥmad b. Ḥasan al-Isfahānī (d. shortly after 500/1106; cf. H. Kh. IV 296; Brockel-

mann I 392; Bankipore XIX (ii), p. 91) and the *Mukhtaṣar* of Muḥyī al-Dīn al-Nawawī (d. 676/1277; cf. H. Kh. I 508).

Beginning:

[قال سيدنا وشيخنا الشيخ... ناصر... الدين سمس الدين ابى [sic] عبد الله محمد بن المر حوم جمال الدين الشافعي الشهير بالتكنزي... الحمد لله العليم الحكيم الذي علمنا بفضلله ومنه مالم... نعلم واخرجنا بطوله وشريف ولا يته الخ

The work comprises a preliminary bāb with the following faṣls:

Fol. 3b (1) فى فضل العلم  
Fol. 9b (2) فى فضل المتعلم وادبه  
Fol. 17b (3) فى فضل العالم  
Fol. 20a خاتمة

The section on the law proper (here only the *kitāb al-ṭahārah*) begins on fol. 46a.

The *Ghāyah* and *Mukhtaṣar* are referred to as غ and ن respectively, the comments being introduced by قلت or شرح.

End (as here extant):

بلمر اجد شيئا فعلت طمب حيا وميتا قال وسطعب منه ريح طيبه لم نجد مثدا قط ثم نساق حديث بن الربير...

No other copies appear to be recorded.

Not in H. Kh.

(Foll. 88–94 form part of another, unidentified, work on furū'.)

## 1775

3812b. Foll. 40–56 and 59–74;  $8 \times 6\frac{1}{2}$  in.; ll. 22–30; naskhī, for the most part unpainted; rubrications; inner edges of some folios injured; date 582/1186; copyist, Abū 'Alī al-Ḥasan b. Ishāq.

## مشكل المهدب

## Mushkil al-Muhadhdhab.

A compilation by Abū Zakariyā Yahyā b. Abī 'l-Khair Sālim al-'Imrānī (d. 558/

1163; cf. *Shadharāt al-dhahab* IV 185 *ad fin.*; Subkī, *Ṭabaqāt* (Cairo 1324) IV 324), explaining in a series of questions and answers the difficulties occurring in Abū Ishāq al-Shirāzī's *Muhadhdhab fi 'l-furū'* or *Muhadhdhab fi 'l-madhdhab* (for which see H. Kh. VI 274; Brockelmann I 387). Neither title nor author's name appears in the text.

Beginning:

سألي بعض من بعث عليّ سؤاله وعظم عندي  
قدره وحاله ان اجمع له من المهدب بعض ما تكبر  
عه السؤال الخ

The questions are introduced by a phrase such as *سأله قال الشيخ ابو اسحق* and a quotation from the original text but the replies begin without any introduction.

End:

في سوط نسب المعربة من الله وميها ايضا لانه  
فرع لالله [sic] فمى سبب الاصل سبب فرعه

No other copies appear to be noted.  
Not in H. Kh.

### 1776

3812c. Foll. 75-96; 8 × 6½ in.; ll. 27-29; naskhī, mainly unpointed; rubrications; some folios damaged; date 582/1186; copyist, al-Ḥasan Abū Ishāq.

### احترافات المهدب

#### Iḥtirāzāt al-Muhadhdhab.

A brief commentary on the *Muhadhdhab* of Abū Ishāq al-Shirāzī (see previous entry for references) by Ibn Abī 'l-Haitham 'Ubaid Allāh b. Yaḥyā al-Ṣan'ī (d. 550/1155; cf. H. Kh. VI 275), who is incorrectly called on the title-page Abū Muḥammad 'Abd Allāh b. Yaḥyā الصعبي.

Beginning:

حمدت الله مسديها وسكرت نعمه حصوصا وعموما  
الخ

Special points of difficulty from each bāb (introduced by *قوله*) are chosen and explained.

End:

ان فطره لا يحب عليه والمونة باعه للعطره فادا  
لم يحب العطره لم يحب المنة

No other copies appear to be recorded.  
H. Kh. VI 275.

### 1777

Foll. 192b-194; 8¾ × 5⅛ in.; ll. 21; naskhī; rubrications; 16th century. [DELHI 507d]

### مسائل المطارحات

#### Masā'il al-muṭārahāt.

A series of questions, each introduced by a *مسئلة*, and the answers to them, each introduced by *جواب*, relating to points of uncertainty or dispute in the ritual of worship. The heading ascribes the authorship to Ibn al-Qaṭṭān.

Beginning:

اعلم ان التحاسد على العلم داعية التعلم ومطارحة  
الاقربان في المسائل ذريعة الى الدراسة الخ

No divisions are marked; also the work appears to be incomplete.

End (as here extant):

لا شيء عليه لاحتمال ان يكون السجدة المتروكة من  
السنه فمصر شاكا في وجوب اعادة الفرائض بعد اعادتها

No other copies appear to be noted.  
Not noted in H. Kh.

### 1778

Foll. 116, defective at beginning and end, lacuna between foll. 5 and 6; 7⅝ × 4 in.; ll. 28; small naskhī; rubrications; occasional ornamental stops in red ink; stained by damp and worm-eaten; 17th century. [DELHI 516]

A manual of furū', in which each bāb begins with a general statement of the authority for, or the principle of, the law and then proceeds to discuss practical applications. Neither title nor author's name appears.



Beginning (of the first complete bāb):

باب البيع فى الكيل مما يزيد بين الكيلين  
الاصل فيه ما روى عن النبى صلى الله عليه وسلم  
انه نهى عن بيع الطعام حتى سجرى فيه الصاعان  
صاع البايع وصاع المشتري الخ

Others of the numerous chapters of the work are as follows:

- Fol. 2b باب من الغصب فى الضمان للقيمة  
Fol. 3b باب اختلاف البيوع والثلث فى البيع  
Fol. 10a كتاب النكاح  
باب من النكاح فيما ينتقص من الصداق وما يزيد  
Fol. 13b  
Fol. 18b باب من النكاح بين العبد والامة والخيار لها  
Fol. 21a كتاب الدعوى والبيئات  
Fol. 40b كتاب الطلاق  
Fol. 48b باب ما ينفذ من قضا القاضى وما لا ينفذ  
Fol. 52b باب العتق  
Fol. 55a باب ما يوجب الرجل على نفسه فيلزمه الخ  
Fol. 55b باب من غصب الصبى والحر والعبد  
Fol. 55b باب العيوب من البيوع  
Fol. 58b باب ما لا يقدر على الرد على عيب يحدث  
Fol. 59b باب من الاختلاف فى المراجعة ورأس المال  
Fol. 60b باب من بيع اهل الذمة والمسلمين  
باب ما يقع الاختلاف بين الامر والمأمور فى قضا  
Fol. 61a الدين  
Fol. 65b باب الكيل يزيد او ينقص  
Fol. 73b كتاب الرهن  
Fol. 82a كتاب الوصايا  
Fol. 93b كتاب الكتابة  
Fol. 96b ابواب الشهادات

End (as here extant) illegible. The last bāb begins:

باب من وديعة الصبى والعبد المحجور عليه  
الاصل ان الشك متى وقع فى السبب الموجب لا  
يجب حتى يرتفع الشك الخ

No other copies appear to be recorded.  
? Not noted in H. Kh.

F. IKHTILĀF AL-MADHĀHIB

1779

Foll. 1-92; 10 $\frac{3}{8}$  × 6 $\frac{3}{8}$  in.; ll. 17; naskhī, for the most part vocalised; rubrications; copious marginal comments; some damage from insects; date 713/1313; copyist, Muḥammad b. ? Aḥmad b. Muḥammad al-Dailamī. [DELHI 646]

### كتاب المنظومة فى الخلافات

Kitāb al-Manzūmah fi 'l-khilāfiyāt.

A metrical treatise, put into rajaz couplets (2669 in number) to facilitate memorising, on the points of difference between the Ḥanafī and the other schools of law, by Najm al-Dīn Abū Ḥafṣ 'Umar b. Muḥammad al-Nasafī (d. 537/1142; cf. Ibn Quṭlūbughā 140; Brockelmann I 427; Bankipore XIX (i), p. 107). The work was completed in 504/1110.

Beginning:

بِسْمِ اَللّٰهِ  
رَبِّ كَلِّ عِبْدٍ وَالْحَمْدُ لِلّٰهِ وَلِي  
الْحَمْدِ الْخ

The work contains the ordinary kitābs of a book on furū', but the majority are very brief.

End:

قد انتهى نظم الخلافات  
والحمد لله على الحالات  
سر الصلوه والسلام ابدا  
على النبى الهاشمى سرمدنا  
وصاحب النظر ابو حفص عمر  
من سف اتم هذا فى صفر  
لنصف يوم السبت وقت التعديّة  
فى سنه الاربع والخمسمائة  
والحمد لله الخ

For other copies see Brit. Mus. Suppl. 320; Bankipore XIX (i), no. 1609; Berlin 4854-5; Dresden, no. 130 (with a full description); Cairo III 13.

H. Kh. VI 195.

1780

Foll. 240, lacuna after fol. 45; 13 $\frac{3}{8}$  × 9 $\frac{3}{8}$  in.; ll. 21; well-written naskhī; rubrications; occasional marginal comments; slightly damaged; 17th century. [DELHI 674]

A treatise on the points of agreement between the four madhhabs (those of Abū Ḥanīfah, Mālik, Shāfi'ī and Ibn Ḥanbal; cf. fol. 11*a*) and those of difference (ikhtilāf), preceded by a muqaddamah containing an interpretation of the ḥadīth *من يرد الله به خيراً يفقهه*, a list of the 99 names of God, a series of legal definitions and an account of the general principles of the fiqh. Title and author's name are both lacking.

Beginning:

وما توفيقى الا بالله عليه توكلت وهو رب العرش  
العظيم الخ

The work comprises the kitābs of the earlier part of an ordinary work on furū' as follows:

Fol. 23 <i>b</i>	الصلوة	Fol. 11 <i>b</i>	الطهارات
Fol. 63 <i>b</i>	الصيام	Fol. 50 <i>b</i>	الزكوة
Fol. 91 <i>a</i>	البيوع	Fol. 73 <i>a</i>	الحج
Fol. 174 <i>b</i>	الجنائيات	Fol. 148 <i>b</i>	النكاح

Each of these is divided into a number of bābs and bayāns. Every section begins with an account of the respects in which the madhhabs agree upon the subject treated in it (each introduced by *واجمعوا على*), following which comes an account of the points on which the madhhabs differ (each introduced by *واختلفوا*).

End:

والمفهوم من هذا ان السلامة من مواطن الاختلاف  
بين الامة التمسك بما اجتمع عليه ومن روى طائفة  
او اصابة اراد بعض الامة

No other copies appear to be recorded.  
? H. Kh.

G. FURŪ' (SHĪ'AH)

1781

4423. Foll. 288; 9 $\frac{3}{4}$  × 5 $\frac{3}{4}$  in.; ll. 21; sloping naskhī; rubrications; worm-eaten; 17th century. [Ameer Ali.]

L. A. M.

## نهاية الاحكام فى الفقه

Nihāyah al-aḥkām fī 'l-fiqh.

A manual of Shī'ah furū' by Muḥammad b. Ḥasan b. 'Alī al-Tūsī (d. 460/1067; cf. *Qīṣaṣ al-'ulamā*, no. 100; I'jāz Ḥusain, no. 3348; Browne iv, p. 405; Brockelmann i 405), known as "*Shāikh al-Tā'ifaḥ*", the author of the well-known fihrist of Shī'ah books.

Beginning:

الحمد لله مسحق الحمد وموجبہ وصلى الله  
علي خيرته من خلقه محمد الخ

The work, which is in two parts (fol. 1-140*a*, 140*b*-288), comprises the following kitābs (each with several bābs):

Fol. 58 <i>b</i>	الصيام	Fol. 1 <i>b</i>	[الصلوة]
Fol. 78 <i>b</i>	الحج	Fol. 68 <i>a</i>	[باب] الزكوة
Fol. 111 <i>a</i>			الجهاد وسيرة الامام
Fol. 116 <i>a</i>			الديون والكفالات الخ
Fol. 128 <i>a</i>	القضايا والاحكام	Fol. 124 <i>a</i>	الشهادات
Fol. 140 <i>b</i>	المتاجر	Fol. 135 <i>a</i>	المكاسب
Fol. 190 <i>a</i>	الطلاق	Fol. 169 <i>a</i>	النكاح
Fol. 213 <i>a</i>	الصيد والذبايح	Fol. 207 <i>a</i>	الايمان الخ
Fol. 255 <i>a</i>	الحدود	Fol. 224 <i>a</i>	الوصايا

End:

كان عليه ضمانه فان اتلفه عليه وكان قد اظهره  
لم يكن عليه شيء على حال

No other manuscript copies appear to be recorded. Lithographed in the جوامع الفقهية  
Tihraan 1276/1859-60.

I'jāz Ḥusain, no. 3348.

1782

Foll. 210; 12 × 6 $\frac{5}{8}$  in.; ll. 19; nasta'liq; rubrications; numerous passages overlined red; date (fol. 167*b*) 1257/1841. [DELHI 608]

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## تهذيب الاحكام

### Tahdhīb al-ahkām.

A commentary, here left uncompleted, upon the *kitāb al-ṭahārah* and part of the *kitāb al-salāh* of the رسالة المقنعة, a *Shī'ah* treatise upon *furū'* (with a section on *uṣūl*) by شيخنا Abū 'Abd Allāh, Muḥammad b. Muḥammad al-Baghdādī. The author of the commentary is Muḥammad b. Ḥasan b. 'Alī al-Ṭūsī (d. 458/1066 or 460/1068; cf. I'jāz Ḥusain, no. 726).

Beginning:

الحمد لله وليّ الحمد ومستحقّه وصلوته على  
خيرته من خلقه محمد واله وسلم تسليمًا الخ

The chapters comprised in the work are as follows:

Fol. 2b	باب الاحداث الموجبة الطهارة
Fol. 9a	باب الطهارة من الاحداث
Fol. 18b	باب صفة الوضوء الخ
Fol. 36b	باب الاغسال المفترضات
Fol. 41b	باب حكم الجنابة الخ
Fol. 52b	باب حكم الحيض
Fol. 75a	باب المحدث بالبول الخ
Fol. 75b	باب المياه
Fol. 82a	باب تطهير المياه
Fol. 88b	باب تطهير الثياب الخ
Fol. 123a	ابواب الزيادات في كتاب الطهارة
Fol. 169b	كتاب الصلوة
Fol. 170a	باب المسنون من الصلوة
Fol. 173a	باب فرض صلوة السفر
Fol. 173b	باب نوافل الصلوة في السفر
Fol. 175a	باب اوقات الصلوة الخ
Fol. 186b	باب الاذان والاقامة
Fol. 190a	باب عدد فصول الاذان
Fol. 192a	باب كيفية الصلوة

End (in present manuscript):

قال كتبت الى ابي الحسن عليه السلام في  
سجدة الشكر فكتب الى مائة مرة شكرا شكرا وان

شئت عفوا عفوا وعنه عن عده من اصحابنا عن  
محمد بن محمد بن عيسى عن علي بن الحكم...

For other copies see Manchester 186;  
Berlin 4785-6.

I'jāz Ḥusain, no. 726.

## 1783

Foll. 254, defective at end; 12½ × 8½ in.; ll. 13;  
nasta'liq; rubrications; broad margins containing  
numerous comments; 19th century. [DELHI 605]

## شرايع الاسلام

### Sharā'i' al-Islām.

(The title مخترصر النافع on the back of the  
book is incorrect, disagreeing with what  
appears in the colophon.)

A well-known and popular treatise on  
*Shī'ah furū'* by Najm al-Dīn Abū 'l-Qāsim  
Ja'far b. Ḥasan b. Yaḥyā b. Sa'īd al-Hillī  
(d. 676/1277; cf. I'jāz Ḥusain, no. 1703;  
Brockelmann I 406; Bankipore XIX (ii),  
p. 131; but cf. *Qīṣaṣ al-'ulamā* which gives  
the date as 726/1325 (Browne IV, p. 405)).  
The work is divided into four parts (the  
first being here called جزء and the remainder  
قسم). The first qisim of the first juz' and the  
end of the last are missing here.

Beginning (of the present manuscript):

القسم الثاني في العقود وفيه خمسة عشر كتاباً  
كتاب التجاره وهو مبني على فصول فيما يكتب به  
وينقسم الى محرم ومكروه الخ

The remaining three parts are:

Fol. 92a	كتاب النكاح
Fol. 135b	القسم الثالث في الايقاعات
Fol. 206a	القسم الرابع في الاحكام

End (as here extant):

وكذا لو كانت مسناه جمعته فَعَصَدَ [sic] شجرها  
واصلحها وكذا لو قطع عنها المياه...

For other copies see Brit. Mus. 1607<sup>1</sup>;  
Bankipore XIX (ii), nos. 1896-1900; Aṣa-

<sup>1</sup> See E. Edwards in *A Volume of Oriental Studies presented to E. G. Browne*, no. 60, p. 145.

fīyah, p. 1180; Rāmpūr 245; Leiden 1792. Printed at Calcutta 1839; lithographed Ṭihrān 1274/1857-8, 1310-14/1892-7, etc.; Lucknow 1897-9. Translated by Querry (*Droit Musulman. Recueil de lois concernant les Musulmans Schyites*. Paris 1871-2). I'jāz Ḥusain, no. 1703.

### 1784

Foll. 133, beginning defective;  $11\frac{3}{4} \times 8$  in.; ll. 19; naskhī and nasta'liq in a variety of hands; rubrications; some interlinear translations and comments in Persian; foll. 58-101 on blue paper; 19th century. [DELHI 607]

#### Sharā'i' al-Islām.

The two qisms of the first part of the work by Najm al-Dīn al-Muḥaqqiq al-Ḥillī.

### 1785

Foll. 167;  $12 \times 8\frac{3}{8}$  in.; ll. 19; neatly-written naskhī; rubrications, though many are lacking; some marginal and interlinear comments in the earlier folios; date 1239/1824. [DELHI 679]

#### Sharā'i' al-Islām.

The third part of the work by Najm al-Dīn al-Muḥaqqiq al-Ḥillī, containing the kitābs from *nikāḥ* to *diyāt*.

### 1786

Foll. i + 1-148;  $8 \times 4\frac{5}{8}$  in.; ll. 17; small naskhī, first folio in a different hand; rubrications; copious marginal and interlinear comments; 18th century. [DELHI 728a]

#### المختصر النافع

#### al-Mukhtaṣar al-nāfi'.

A brief manual of *Shi'ah furū'*, being an epitome of the *Sharā'i' al-Islām* by the same author, Najm al-Dīn Abū 'l-Qāsim Ja'far b. Ḥasan b. Yaḥya b. Sa'īd al-Ḥillī, known as "Al-Muḥaqqiq al-Ḥillī" (d. 676/1277; cf. I'jāz Ḥusain, nos. 1703 and 2798. Browne iv, p. 405, quoting *Qīṣaṣ al-'ulamā*, no. 89—*نظ*—says he died in 726/1325. *Rauḍāt al-Jannāt*, p. 148 *ad fin.*, quotes both dates, but favours 726).

Beginning:

الحمد لله الذي صغرت في عظمته عباده العابدين  
وحصرت عن ادراك شكر نعمته السنة الخادمين'

The work comprises the following kitābs:

Fol. 10a	الصلوة	Fol. 1a	الطهارة
Fol. 31a	الخميس	Fol. 26a	الزكوة
Fol. 36b	الحج	Fol. 35b	الاعتكاف
Fol. 68b	الرهن	Fol. 57b	التجارة
Fol. 71a	الصلح	Fol. 69b	الحجارة
Fol. 71b	المضاربة	Fol. 71b	الشركة
Fol. 74a	الاجارة	Fol. 72b	المزارعة
Fol. 76a	الوقوف	Fol. 75a	الوكالة
Fol. 78b	الوصايا	Fol. 78a	السبق والرماية
Fol. 94b	الطلاق	Fol. 81a	النكاح
Fol. 100a	اللعان	Fol. 97a	الخلع
Fol. 102a	التدبير	Fol. 101a	العنق
Fol. 105b	الايمان	Fol. 104a	الاقرار
Fol. 107b	الصيد	Fol. 106b	النذور
Fol. 114b	اللقطة	Fol. 112b	الشفعة
Fol. 124b	القضاء	Fol. 116a	الموارث
Fol. 141b	الديات	Fol. 136a	القصاص

End:

ونسأل الله سبحانه ان يجعلنا من شكر عمله وغفر  
لله وجعل الى الجنة منقلبه ومنتقله انه لا يخيب  
من ساله ولا يخسر من امه'

For other copies see Brit. Mus. Suppl. 332; Āṣafīyah, p. 1182; Bankipore XIX (ii), nos. 1905-6; Leiden 1794-5. Lithographed Delhi n.d.; Lucknow 1301/1884, with the *Sharḥ al-Kabīr* of Ṭabāṭabā'i, Ṭihrān n.d. I'jāz Ḥusain, no. 2798.

### 1787

Foll. 252;  $10\frac{5}{8} \times 6\frac{3}{8}$  in.; ll. 12; large irregular naskhī; rubrications; scattered marginal and interlinear comments; date 1098/1687. [DELHI 729]

#### al-Mukhtaṣar al-nāfi'.

Another copy of the work by al-Muḥaqqiq al-Ḥillī.



## 1788

Foll. 142, lacuna between 57 and 58;  $9\frac{1}{2} \times 7\frac{7}{8}$  in.; ll. 22; clear naskhī; rubrications not provided; worm-eaten; many margins cut; 17th century (the date 1130/1718 appears on the fly-leaf).

[DELHI 535]

## حاشية على شرائع الاسلام

Hāshiyah 'alā Sharā'i' al-Islām.

A commentary on a well-known work of Shī'ah furū', viz. Najm al-Dīn al-Muḥaqqiq al-Ḥillī's Sharā'i' al-Islām. According to I'jāz Ḥusain (no. 890) and Āṣafīyah, p. 1180, the commentary is the work of 'Alī ibn Muḥammad ibn Ḥasan ibn Zain al-Dīn al-'Āmilī (d. 1103/1691-2; cf. Rauḍāt al-jannāt, p. 44). The fly-leaf, however, ascribes the work to Shaiḫ 'Alī (ibn) 'Abd al-'Ālī (al-Karakī; d. 940/1533), an ascription which is apparently supported by other evidence (cf. Bankipore XIX (ii), p. 134 f.) but cannot be sustained. See next entry.

Beginning:

الحمد لله رب العالمين والصلوة على سيدنا محمد وآله الطيبين [sic] الطاهرين وبعد الخ

The passages of the Sharā'i' are introduced by قوله.

End:

لان الشى قد يكون معاملة وبملاحظة شى اخر  
يكون عباده قوله

For another copy see Bankipore XIX (ii), no. 1904; Āṣafīyah, p. 1180.

I'jāz Ḥusain, no. 890.

## 1789

Foll. 451, defective at end;  $12\frac{1}{4} \times 8$  in.; ll. 21; nasta'liq; few rubrications; scattered marginal comments; 18th century. [DELHI 606]

## تعليق على شرح شرائع الاسلام

Ta'liq 'alā sharḥ Sharā'i' al-Islām.

An appendix by the grandson (or great-grandson) of Zain al-Dīn al-'Āmilī, al-

Shahīd al-Thānī—i.e. probably Muḥammad b. Ḥasan b. Zain al-Dīn al-'Āmilī (fl. 11th/17th century)—to his (Zain al-Dīn's) commentary on the Sharā'i' al-Islām, a work on Shī'ah furū'.

Beginning:

الحمد لله المحمود لآلائه المشكور لنعمائه المعبود  
لكماله المرهوب لجلاله الخ

The passages of the original text are introduced by قوله.

The following kitābs are comprised in the present manuscript:

Fol. 2a	ك' الطهارة
Fol. 139b	ك' الصلوة
Part ii (beginning:	الحمد لله
Fol. 238a	حمدا كثيرا كما هو اهله
Fol. 327a	ك' الزكوة

End (as here extant):

فلا يلزم من ثبوت الحكم هناك بوجود الدلالة  
ثبوته هنا مع عدمها تفريع لو وطى المجنون زوجته  
وهى صائمة فان طوعته...

No other copies appear to be recorded.

Not noted in I'jāz Ḥusain.

## 1790

3821. Foll. 494;  $10\frac{3}{4} \times 7\frac{1}{2}$  in.; ll. 29; small clear and regular naskhī; rubrications; margins ruled blue and gold, headings in blue ink; some folios damp-stained and injured; date 954/1547; copyist, 'Abd Allāh b. Naṣr Allāh.

[Purchased 5 February 1913]

## مختلف الشيعة في احكام الشريعة

Mukhtalif al-Shī'ah fī aḥkām  
al-sharī'ah.

A treatise in seven parts containing arguments and decisions on questions of furū'. Each case is decided by the opinions of the author, Abū 'l-Manṣūr Ḥasan b. Yūsuf b. 'Alī Ibn al-Muṭahhar "al-'Allāmah al-Ḥillī" (d. 726/1325; cf. I'jāz Ḥusain, no. 2799; Browne IV, p. 356; Brockelmann II 164).

Beginning:

الحمد لله محق الحق ومظهره وقامع الباطل  
ومدمره الخ

The work comprises the contents of a manual of *Shi'ah furū'* set out in *kitābs*, each divided into *bābs* and again into *faṣls*, and with the various questions which are to be discussed introduced by *مسئله*.

End:

نقول ان كان للسحر حقيقة يصح باعتبارها التأثير  
وجب القود والا فلا، وليكن هذا آخر ما اردنا اثباته  
فى هذا الكتاب مقتصرين عليه الخ

For other copies see *Āsafiyah*, p. 1182.  
Lithographed Persia 1324/1906.  
I'jāz Ḥusain, no. 2799.

### 1791

3822. Foll. 259; 16×9 in.; ll. 31; clear regular *naskhī*; rubrications; finely illuminated 'unwāns on foll. 1*b*, 54*b*, 94 (especially good, with margins decorated), 169 and 205; capitals in gold or red; margins ruled in blue, red and gold; some folios damaged by insects; 15th century (seals bearing the legend *لطف وقف الله* and the date 805/1402-3 appear on foll. 94*a*, 143*a*, 164*a* and elsewhere). [Purchased 5 February 1913]

تذكرة الفقهاء فى الفقه

*Tadhkirah al-fuqahā (fī 'l-fiqh)*.

Part of a compilation of decisions made according to *Qur'ān* and *Sunnah* on questions of *Shi'ah* law, by Ḥasan b. Yūsuf b. 'Alī Ibn al-Muṭahhar al-Ḥillī (d. 726/1325; cf. preceding no.). It is said to have been completed in 719/1318 (cf. the colophon of no. 1792 following). The complete work is divided into four main divisions each called a *قاعدة*, which is subdivided further into numerous sections.

Beginning (of the present portion):

كتاب الزكوة وفيه ابواب الباب الاول فى زكوة  
المال وفيه مقاصد المقصد الاول فى الشرايط مقدمه  
الزكوة لعة النمو والطهارة وشرا الحق الواجب فى  
المال الخ

The present manuscript comprises the following *kitābs*:

Fol. 54*b* الصوم Fol. 1*b* الزكوة  
These together form the 4th volume of the whole work.

Fol. 94*b*. Comprising vols. 5 and 6 الحج

Fol. 205*b*. Comprising vol. 7 الجهاد

End:

بل يقصد الدفاع عن نفسه وعن الاسلام ومتى  
قبل المرباط شهيدا

For other copies see Asiatic Society of Bengal, Government Collection 1903-7, nos. 174-6 (? complete); Būhār II, no. 180 (part containing *kitābs tahārah* and *ṣalāh*). Lithographed Persia ? 1880. (See Fulton, *Suppl. Catalogue of Arabic Books in the British Museum*, col. 420-1.)

I'jāz Ḥusain, no. 507.

### 1792

4560. Foll. 284 (beginning defective), in two parts, 1-127 and 128*b*-284; 9½×7 in.; ll. 23; small cursive *naskhī*; rubrications, margins ruled; copious comments on margins of some folios; 18th century (the date in the colophon purports to read *خمس وثمانين* but that appears to have been altered from *خمس وثمانين*...). [Purchased 12 May 1936]

*Tadhkirah al-fuqahā*.

Another copy of part of the work of Ibn al-Muṭahhar al-Ḥillī. It comprises the fifth *juz'*, made up of the first two *maqṣads* of the *kitāb al-hajj*, and the sixth *juz'*, made up of the second part of the *kitāb al-hajj* and the whole of the *kitāb al-jihād* (beginning on fol. 185*b*).

The colophons read:

تم الجزء الخامس من كتاب تذكرة الفقهاء فى  
سادس شهر رمضان المبارك من سنة ثمان عشرة  
وسبعمئة بالحله على يد مصنف الكتاب حسن بن  
يوسف بن مطهر الحللى اهانه [sic] الله على طاعته  
ويتلوه فى الجزء السادس بعون الله المقصد الثالث  
فى افعال الحج الخ  
Fol. 127*b*

... بن المطهر الحلبي اعانه الله على طاعته وفرغ  
من تصنيفه وختابته في ثاني عشر شهر ربيع الاول من  
Fol. 284b سنه تسع عشر وسبعمائه بالحل [sic] الخ

## 1793

Foll. 104—some lacking at the end; 7×4½ in.;  
ll. 13; cursive, partially vocalised naskhī; ru-  
brications; some marginal comments; somewhat  
damaged by insects; 16th century. [DELHI 508]

## تبصرة المتعلمين في احكام الدين

Tabṣirah al-muta'allimīn  
fī aḥkām al-dīn.

A text-book of fiqh "for beginners and students", which in addition to setting out the "essential" duties recounts the acts which are "recommended" and those which are "disapproved" and supplies the answers to a number of questions arising out of these matters. The author's name is not given, but he is Ḥasan ibn Yūsuf Ibn al-Muṭahhar al-Ḥillī (d. 726/1325; cf. no. 1790).

Beginning:

الْحَمْدُ لِلَّهِ الْقَدِيرِ سُلْطَانُهُ الْعَظِيمِ شَأْنُهُ أَوْضَحُ [sic]  
بُرْهَانُهُ الْمُنْعَمُ عَلَى عِبَادِهِ بِرِسَالِ أَنْبِيَائِهِ الْخ

The work comprises the following kitābs:

Fol. 12a	الصلوة	Fol. 1b	الطهارة
Fol. 30b	الصوم	Fol. 25b	الزكوة
Fol. 47b	الجهاد	Fol. 34b	الحج
Fol. 58a	الاجارة	Fol. 50b	المتاجر
Fol. 70b	الهبات	Fol. 64a	الديون
Fol. 83a	الفراق	Fol. 74b	النكاح
Fol. 88b	الايمان	Fol. 86b	العتق
Fol. 93b	الميراث	Fol. 90b	الصيد
Fol. 99b			القضا والشهادات والحدود

End (as here extant):

الْخَامِسَةُ، من تزوج بامة على حرة مسلمة فوطيها  
قبل الاذن كان عليه ثمن حد الزاني ومن زنا...

No other manuscript copies appear to be recorded.

Printed Tīhrān 1329/1911.

I'jāz Ḥusain, no. 446.

## 1794

Foll. 218—lacking fol. 2 and an uncertain  
number of folios at the end; 8×4¾ in.; ll. 18;  
clear naskhī; rubrications; marginal comments;  
illuminated 'unwān; paper of various colours;  
19th century. [DELHI 490]

## ارشاد الازهان [الى احكام الايمان]

Irshād al-adhḥān [ilā aḥkām al-īmān].

A treatise dealing with numerous points of Shī'ah law—according to I'jāz Ḥusain, no. 170, no less than 15,000 questions are touched upon—by Jamāl al-Dīn Ḥasan ibn Yūsuf ibn 'Alī Ibn al-Muṭahhar al-Ḥillī (d. 726/1325; cf. no. 1790), who compiled it for his son Muḥammad.

Beginning:

الحمد لله المتفرد بالقدم والدوام والمنزه عن  
مشابهة الاعراض والاجسام الخ

The treatise has most of the usual sections contained in works devoted to furū' as follows:

First paragraphs missing	كتاب الطهارة
Fol. 26a	كتاب الصلاة
Fol. 39a	كتاب الصوم
Fol. 61b	كتاب الجهاد
Fol. 91b	كتاب الديون
Fol. 114b	كتاب العطايا
Fol. 143a	كتاب الفراق
Fol. 164b	كتاب الصيد
Fol. 188b	كتاب القضاء
Fol. 210a	كتاب الجنائيات

End (as here extant):

... والوجه واحد وفي البدن بنسبة دية العضو  
المجروح من دية الراس

For other copies see British Museum<sup>1</sup>; *Āsafīyah*, p. 1180; Rāmpūr, no. 11; Bankipore XIX (ii), no. 1907; Berlin 4590-1.

I'jāz Ḥusain, no. 170.

### 1795

Foll. 256; 9 $\frac{3}{8}$  × 5 $\frac{3}{8}$  in.; ll. 18; legible naskhī; rubrications; numerous marginal comments; a much-used copy; date 1255/1839. [DELHI 491]

#### Irshād al-adhhān.

Another copy of the work by Jamāl al-Dīn Ḥasan ibn Yūsuf al-Ḥillī.

End (missing in no. 1794):

فهذا خلاصة ما افدناه في هذا الكتاب ومن اراد التطويل بذكر الفروع والادلة وذكر الخلاف فعليه بكتابتنا المسمى بمنتهى المطلب فانه بلغ الغاية وتجاوز النهاية ومن اراد التوسط فعليه بما افدناه في التحرير او تذكرة الفقهاء او قواعد الاحكام او غير ذلك من كتبنا والله الموفق الخ

### 1796

Foll. 189; 9 $\frac{1}{4}$  × 5 $\frac{3}{8}$  in.; ll. 17; Persian naskhī; rubrications; marginal comments; earlier folios damaged; date (?) 1020/1611. [DELHI 492]

#### Irshād al-adhhān.

Another copy of the work by Jamāl al-Dīn Ḥasan ibn Yūsuf al-Ḥillī.

### 1797

Foll. 242-283; 11 $\frac{1}{4}$  × 7 $\frac{3}{4}$  in.; ll. 21; naskhī; rubrications; slightly worm-eaten; 18th century (? date 1162/1749). [DELHI 719aa]

مسائل مهنا بن سنان

Masā'il Muḥannā ibn Sinān.

Replies written by Jamāl al-Dīn Ḥasan b. Yūsuf b. 'Alī Ibn al-Muṭahhar al-Ḥillī (d. 726/1325; cf. I'jāz Ḥusain, no. 355, etc.; Browne iv 356) to questions on religion and

ritual propounded by Muḥannā b. Sinān b. 'Abd al-Wahhāb al-Ḥusainī, who came to Baghdād from Medina in order to consult al-Ḥillī. The replies would appear to have been first written in 719/1319 (cf. fol. 269b) and edited in 803/1401 (cf. the colophon).

Beginning:

والحمد لله رب العالمين وصلوته على خاتم النبيين وسيد الاولين والآخرين وعلى آله الطاهرين وسادة الخلائق الخ

The questions and answers are introduced by *ما يقول* and *جواب* respectively.

The three parts into which the work is divided end respectively on foll. 268a, 274a and 278b.

End:

لو كان فيها لغيره اقل جزء منها كانت باسرها حراما فيكون التحليل مبيحا للجميع هذا ونحوه صورة المنام

Colophon:

تم القسم الثالث وهو تنمة المسائل في الخامس من شهر رمضان سنة ثلاث وثمانمئة هجرية

No other copies appear to be noted.

I'jāz Ḥusain, no. 2887.

### 1798

Foll. 511; 11 $\frac{3}{4}$  × 8 $\frac{3}{8}$  in.; ll. 19; well-written naskhī; rubrications—many of the earlier ones omitted; numerous marginal and interlinear comments on the earlier folios; 19th century. [DELHI 654]

قواعد الاحكام في معرفة

الحلال والحرام

Qawā'id al-aḥkām fī ma'rifaḥ al-ḥalāl wa'l-ḥarām.

A work on *Shī'ah furū'*, by Jamāl al-Dīn Ḥasan b. Yūsuf b. 'Alī Ibn al-Muṭahhar al-Ḥillī ("al-'Allāmah al-Ḥillī") (d. 726/1325; cf. no. 1790 *supra*), who in it set down decisions covering the whole range of the law, for the benefit of his son Muḥammad.

<sup>1</sup> Cf. E. Edwards in *A Volume of Oriental Studies presented to E. G. Browne*, no. 65, p. 146.



Beginning:

الحمد لله على سوابغ النعماء وتوارد الآلاء  
المتفضل بأرسال الانبياء الخ

Most of the kitābs usual in a work on furū' are to be found here, from *ṭahārāḥ* to *jināyāt*, each with numerous subdivisions.

End:

واصلح ما تجده من الخلل والنقصان والخطا  
والنسيان هذه وصيتي المك والله خليفى عليك  
والسلم عليك الخ

For other copies see Brit. Mus. Suppl. 333 and Handlist, p. 23; Berlin 4789 (with anonymous commentary); Leiden iv 162. The *kitāb al-matājir* of the work was printed separately with a commentary, Cairo 1323/1905.

I'jāz Ḥusain, no. 2292.

### 1799

Foll. 373, defective at end, lacunae between 41 and 42 and between 43 and 44, 244 is wrongly inserted and numbered;  $10\frac{1}{4} \times 7\frac{3}{8}$  in.; ll. 20; naskhī, in a variety of hands; rubrications; numerous marginal and interlinear comments in earlier folios; slightly worm-eaten; 18th century. [DELHI 655]

#### Qawā'id al-aḥkām fī ma'rifaḥ al-ḥalāl wa'l-ḥarām.

Another copy of the work by al-'Allāmaḥ al-Ḥillī. It lacks the end part of the *kitāb al-jināyāt*.

### 1800

3823. Foll. 26-439;  $10\frac{1}{4} \times 7\frac{3}{8}$  in.; ll. 18; nasta'liq, with points frequently omitted; rubrications; many folios injured by damp and insects; date 1071/1660-1 (the last folio in a different hand and dated 1204/1789-90).

[Purchased 5 February 1913]

#### Qawā'id al-aḥkām fī ma'rifaḥ al-ḥalāl wa'l-ḥarām.

Another copy, ending with the *kitāb al-ḥudūd*, of the work by al-'Allāmaḥ al-Ḥillī.

(Fol. 2a contains the beginning of a work entitled *جامع الفوائد فى شرح خطبة القواعد* of unknown authorship.)

### 1801

Foll. 492 (in two parts; 1-186, 187-end, which is defective);  $13\frac{1}{4} \times 8\frac{3}{4}$  in.; well-written naskhī, although points are sometimes omitted, in two hands; margins ruled; occasional marginal comments; much worm-eaten and binding entirely destroyed; date of first part (fol. 186a) 988/1580, second part not much later. [DELHI 496]

#### ايضاح الفوائد فى شرح

#### مشكلات القواعد

#### Idāḥ al-fawā'id fī ṣharḥ mushkilāt al-Qawā'id.

A voluminous commentary by Fakhr al-Dīn Muḥammad ibn Ḥasan ibn Yūsuf Ibn al-Muṭahhar al-Ḥillī (d. 771/1370; cf. I'jāz Ḥusain, no. 349) on his father's treatise dealing with *Shi'ah furū'*, the *Qawā'id al-aḥkām fī masā'il al-ḥalāl wa'l-ḥarām*. The work was begun, and the first part completed, in 724/1324, but the whole was not completed until after his father's death in 726. (I'jāz Ḥusain, *loc. cit.*, calls the work *Idāḥ al-Qawā'id*.)

Beginning:

الحمد لله ذى العزة والبقاء والقدرة والعلاء والمجد  
والكبرياء والسلطان القاهر والعز الباهر الخ

The passages of the text are introduced by *قال دامت ظله* in the first part and *قال قدس سره* in the second, and the passages of the commentary by *اقول*. The following kitābs, each with a number of faṣls, are marked:

Fol. 10a	الصلوة	Fol. 1b	الطهارة
Fol. 35a	الصوم	Fol. 25a	الزكوة
Fol. 55b	الجهاد	Fol. 43b	الحج
Fol. 62a			المتاجر
Fol. 98b	الامانات	Fol. 81a	الدين
Fol. 140b			الوقوف والعطايا
Fol. 276b	العتق	Fol. 187a	التكاح
Fol. 298b			الفراق
Fol. 345b			الايمان وتوايعها
Fol. 370a			الصيد والذبايح
Fol. 442b	الحدود	Fol. 383a	الفرايض

The end is defective and the last extant section begins:

باب لو قتل الذمي مسلماً والاقرب وجوب الكفارة  
عليه الخ

No other copies appear to be recorded.  
I'jāz Ḥusain, no. 349.

## 1802

Foll. 396—original foll. 239 and 242 missing; 14 × 8 $\frac{3}{4}$  in.; ll. 27; nasta'liq in two different hands; rubrications; slightly worm-eaten; 18th century (seal on fol. 1a bears the date 1218/1803).

[DELHI 517]

جامع المقاصد [في شرح القواعد]

Jāmi' al-maqāṣid [fī sharḥ al-Qawā'id].

The first two parts (foll. 4-174, 175-396) of a commentary on Ḥasan b. Yūsuf b. al-Muṭahhar al-Hillī's *Qawā'id al-aḥkām*, by 'Alī b. 'Abd al-'Alī al-Karakī (d. 940/1533; see references in Bankipore xix (ii), p. 139— I'jāz Ḥusain, no. 764, gives the date as 945/1538). The title *جامع الفوائد* written in pencil on the fly-leaf is incorrect.

Beginning:

الحمد لله العلي الكبير الحكيم الخبير العليم القدير  
الذي خلق بقدرته وميز ذوى العقول بمعرفته الخ

The passages of the original text are introduced by قوله and the following kitābs are marked:

Fol. 67a	ك' الصلوة	Fol. 4b	ك' الطهارة
Fol. 138b	ك' الحج	Fol. 135a	ك' الصوم
		Fol. 175b	ك' المتاجر

End:

واما ان نفى دعواه عن نفسه فقط ولم يتعرض  
لنفى اصل الملك فانه يستحق الشفعة لحصول  
المقتضى بثبوتها والله اعلم بالصواب يتلوه كتاب  
المقصد الثالث في احياء الموات'

For other copies see Bankipore xix (ii), nos. 1912-14.

I'jāz Ḥusain, no. 764.

L. A. M.

## 1803

Foll. 289 (fol. 106 is misnumbered); 9 $\frac{1}{2}$  × 7 $\frac{3}{4}$  in.; ll. 26; small naskhī; rubrications; rare marginal notes; later folios damaged by insects and damp; date 993/1585 (given on fol. 170a). [DELHI 600a]

جامع المقاصد [?]

[?] Jāmi' al-maqāṣid.

Two parts (foll. 2-170a, 174a-290) of a commentary—apparently the *جامع المقاصد* by 'Alī b. 'Abd al-'Alī al-Karakī (cf. no. 1802)—on Ḥasan b. Yūsuf al-Hillī's *قواعد الاحكام فى مسائل الحلال والحرام*, which a note on the fly-leaf attributes to "Shaikh 'Alī".

Beginning:

المقصد الثالث فى احياء الموات قال فى التحرير  
الموات هو ما لا ينتفع به لعناته اما لانقطاع المآ  
عنه او لاستيلاء المآ عليه الخ

The passages of the original text are introduced by قوله. The following chapters are comprised in the work:

Fol. 12b	كتاب الاجارة وتوابعها
Fol. 52b	المقصد الثانى فى المزارعة
Fol. 58b	المقصد الثالث فى المساقاة
Fol. 67b	المقصد الرابع فى الشركه
Fol. 76b	المقصد الخامس فى القراض
Fol. 100a	المقصد السادس فى الوكالة
Fol. 138a	كتاب الوقوف والعطايا
Fol. 160a	الفصل الثانى فى الصدقة
Fol. 160b	الفصل الثالث فى الهبة

The second part, beginning:

الحمد لله رب العالمين والصلوة والسلام على سيد  
الانبياء واشرف المرسلين الخ

commences on fol. 174a.

Fol. 174a	المقصد الثالث فى الاقار
Fol. 209b	المقصد الرابع فى الوصايا

In addition, the second maṭlab or faṣl of each section is headed *فى الاحكام*.

End:

...أبي عبيده والفضل في الصحيح عن الباقر في  
رجل تزوج امرأة فدخل بها واولدها ثم مات [عنها]  
فأدعت'

1804

Foll. 1-28;  $8\frac{1}{4} \times 5\frac{1}{8}$  in.; ll. 8; ornate naskhī, vocalised on foll. 1-5; rubrications; margins ruled; numerous interlinear and marginal comments; somewhat stained by damp and worm-eaten; 17th century. [DELHI 495a]

الالفية [في واجبات الصلاة]

al-Alfiyah.

A manual on the compulsory parts of the Shī'aḥ ritual of worship, purporting to touch on a thousand points, by al-Shaikh al-Shahīd Muḥammad ibn Makkī (d. 786/1384; cf. I'jāz Ḥusain, no. 277).

Beginning:

الْحَمْدُ لِلَّهِ رَبِّ الْعَالَمِينَ [sic] وَالصَّلَاةُ عَلَى أَفْضَلِ  
الْمُرْسَلِينَ مُحَمَّدٍ وَعَترَتِهِ الطَّاهِرِينَ الخ

The work comprises the following parts:

Fol. 1b مقدمة فالصلاة الواجبة افعال معروفة  
Fol. 3a فصل (1) في المقدمات  
Fol. 12a فصل (2) في المقارنات  
Fol. 19a فصل (3) في المنافيات  
Fol. 20b خاتمة

End:

ولو اطلق القضاء على صلوة الطواف والجنارة فمجاز  
وكذا النذر المطلق'

No copies appear to be recorded elsewhere.

I'jāz Ḥusain, no. 277.

1805

Foll. 463-469;  $11\frac{1}{4} \times 7\frac{3}{8}$  in.; ll. 21; naskhī, rubrications; copious marginal and interlinear comments; slightly worm-eaten; date 1156/1743. [DELHI 719ww]

al-Alfiyah [fi 'l-ṣalāh].

Another copy of the work by Muḥammad ibn Makkī, which is here called *al-Alfiyah fi 'l-ṣalāh al-yaumīyah*.

1806

Foll. 134-163;  $11\frac{1}{4} \times 7\frac{1}{4}$  in.; ll. 7; large vocalised naskhī; rubrications; 19th century.

[DELHI 737f]

al-Alfiyah [fi 'l-ṣalāh].

Another copy of the work by Muḥammad ibn Makkī.

1807

Foll. 470-485;  $11\frac{1}{4} \times 7\frac{3}{8}$  in.; ll. 21; naskhī; rubrications; scattered marginal and interlinear comments; slightly worm-eaten; date 1156/1743.

[DELHI 719xx]

بيان المستحبات في الصلاة

Bayān al-mustaḥabbāt fi 'l-ṣalāh.

A tractate on the recommended rites in Shī'aḥ worship, written by Muḥammad b. Makkī (d. 786/1384; cf. no. 1804) to supplement his *Alfiyah*, which deals with the compulsory rites.

Beginning:

الحمد لله الذي ضمَّ النشر بجمع الشتات وارسل  
خير البشر بالبينات الخ

The work comprises the same divisions as the *Alfiyah*.

End:

وبعد التسليم الحمد لله الذي قضى حاجتى  
واعطانى مسئلتى ثم يسجد سجدة'

No other copies appear to be noted.

Not noted in I'jāz Ḥusain.

1808

Foll. 48-139;  $6\frac{3}{8} \times 3\frac{3}{8}$  in.; ll. 14; small naskhī, in a Persian hand; rubrications; numerous marginal and interlinear comments in the earlier folios; date 1105/1693-4. [DELHI 676d]

الموجز الحاوي لتحرير الفتاوى  
al-Mūjiz al-ḥāwī li-taḥrīr al-fatāwī.

The first quarter—dealing with 'Ibādāt—of a treatise on *Shī'ah furū'*, by Aḥmad b. Muḥammad b. Fahad al-Ḥillī (d. 841/1437-8; cf. I'jāz Ḥusain, no. 3212).

Beginning:

الحمد لله رب العالمين وصلى... وبعد فقد  
استخرت الله سبحانه وعملت هذا المختصر الخ

The work comprises the following kitābs (each with several bābs):

Fol. 73a الصلوة Fol. 48b الطهارة  
Fol. 129b الزكوة

End:

ولو كانت شاة جاز اخذها واعطاه غيرها واعطائها  
او غيرها لغيره وللفقير بدل القيمة

No other copies appear to be recorded.  
I'jāz Ḥusain, no. 3212.

1809

Foll. 327; 7¼ × 4½ in.; ll. 20; small neat naskhī; rubrications; some injury from insects and damp; 18th century. [DELHI 609]

شرح الموجز

Sharḥ al-Mūjiz.

A commentary by an author unnamed—perhaps Muḥlīh b. Ḥusain al-Ṣammīrī (الصميري), who was a contemporary of 'Alī b. 'Abd al-'Alī al-Karakī (d. 944/1537-8; cf. I'jāz Ḥusain, no. 2000)—upon the textbook of cases decided on points of *Shī'ah furū'*, 'الموجز الحاوي لتحرير الفتاوى', by Aḥmad b. Muḥammad ibn Fahad al-Ḥillī (d. 841/1437-8), for whom see I'jāz Ḥusain, no. 3212.

Beginning:

الحمد لله الذي انزل على عبده الكتاب  
وجعل حكماً شريعاً لامته المرحومة يوم الحساب الخ

The passages of the original text are introduced by قوله and those of the commentary frequently by اقول.

End:

وباقى فروع المسائل موكول الى كتب الفقهة  
[sic] المسوطة فمن اراد الاطلاع على تفصيلها  
وتفنيحها فليرجع اليها والحمد لله الخ

No other copies appear to be recorded.  
I'jāz Ḥusain, no. 2000.

1810

Foll. 361 (some blank); 9¼ × 7¾ in.; ll. 20; small, partly vocalised naskhī, the first 7 foll. in a Persian hand; rubrications (omitted after fol. 327); Qur'ānic passages overlined in red; marginal comments; date 984/1576. [DELHI 478]

معارج المسئول ومدارج المأمول

Ma'arīj al-mas'ul wa-madārij  
al-ma'mul.

(The title-page calls it معارج السيول.)

The first volume of a work on *Shī'ah fiqh*, preceded by a muqaddamaḥ on Uṣūl. The name of the author is not given, but he states that he was asked by Miqdād b. 'Abd Allāh al-Suyūrī (? al-Najafī; c. 800/1397, for whom see Brockelmann II 199) to compile from his own Qur'ānic commentary a manual of law based on the 500 or so of verses having a direct juristic significance. He calls this commentary عيون التفسير and a work of this name is attributed to Aḥmad ibn Muḥammad al-Siwāsī, who died at some time after 880/1475 (see Brockelmann II 228 and the reference there to *Shaqā'iq al-Nu'māniyyah*) and who, from internal indications, may have been the author of the present work. He likens himself in the preface to Ḥarīrī who followed in the footsteps of al-Badī' al-Hamadānī.

Beginning:

الحمد لله الذي ادار رعى نظام العالم بهبوب  
رياح حكم احكام الشريعة المصطفوية الخ



The author says the work is divided into a muqaddamaḥ, kitābs and a khātimaḥ. The following occur in the present manuscript:

Fol. 2a	مقدمة
Fol. 38a	كتاب الصلاة
Fol. 151a	كتاب الخمس
Fol. 175b	كتاب الحج
Fol. 283a	كتاب البيع
Fol. 307b	كتاب الوكالة
Fol. 316a	كتاب الشركة
Fol. 321b	كتاب الوديعة
Fol. 6b	كتاب الطهارة
Fol. 121b	كتاب الزكوة
Fol. 158b	كتاب الصوم
Fol. 227b	كتاب الجهاد
Fol. 304a	كتاب الصلح
Fol. 311a	كتاب الاجارة
Fol. 318a	كتاب المضاربة

End:

وعنه لما قضى الله الخلق كتب كتابا فهو عنده فوق العرش ان رحمتى سبقت غضبى قوله تع 'ليس البر ان تولوا وجوهكم قبل المشرق والمغرب وقد مر تفسيرها تم الجلد الاول من الكتاب بتوفيق الكريم الوهاب'

No other copies appear to be recorded.  
Not noted in I'jāz Ḥusain.

### 1811

Foll. 114, defective at end;  $7\frac{3}{4} \times 4\frac{3}{4}$  in.; ll. 21; naskhī; rubrications; slightly worm-eaten; 18th century. [DELHI 595]

### شرح الجعفرية

#### Sharḥ al-Ja'farīyah.

A commentary by Abū Ṭālib Astarābādī on 'Alī b. 'Abd al-'Alī al-Karākī's treatise on the Shi'ah laws of worship, *al-Ja'farīyah* (for which see I'jāz Ḥusain, no. 779).

Beginning:

الحمد لله الذى فضلنا على ساير الامم باعدل لاديان وواضح لنا شرائع الاسلام النخ

The following chapter-headings are provided:

Fol. 2a	مقدمة
Fol. 12a	باب فى الطهارة
Fol. 32a	باب فى مبحث التيمم

Fol. 68a	باب فى بيان باقى مقدمات الصلاة
Fol. 74a	[الفصل الثالث] ستر العورة
Fol. 85a	[الفصل الخامس] القبلة
Fol. 109b	مبحث الركوع
Fol. 111b	مبحث السجود
Fol. 114a	مبحث تشهد

End (as here extant):

... احديها ما ورد فى رواية محمد بن مسلم والثانية ما يحى فى رواية سورة بن كليب والثالثة الاثنيان بالتوحيد...

For another copy see As. Soc. Bengal (Ashraf Ali), p. 15.  
Not noted in I'jāz Ḥusain.

### 1812

Foll. 35b-37a;  $6\frac{3}{4} \times 4$  in.; ll. 14; cursive Indian naskhī; worm-eaten; 18th century. [DELHI 554e]

### رسالة فى الحج

#### Risālah fī 'l-ḥajj.

A brief essay on the virtues of performing the ḥajj. According to the colophon it was copied (? or translated) from a treatise by al-Shahīd al-Thānī, i.e. Zain al-Dīn b. Aḥmad al-'Āmilī (d. 966/1559 or a year earlier; cf. *Rawḍāt al-jannāt*, p. 297; Brockelmann II 325).

Beginning:

اعلم ان الحج ركن عظيم من اركان الاسلام ومفهوم مشهور بين ذوى الافهام النخ

End:

وعن الصادق عليه السلام درهم واحدة فى الحج افضل من الفى درهم مما سواه من سبيل الله والهدية من نعه الحج

No other copies appear to be recorded.  
Not noted in I'jāz Ḥusain.

### 1813

Foll. 113-136;  $11\frac{1}{4} \times 7\frac{3}{4}$  in.; ll. 21; nasta'liq; rubrications; slightly worm-eaten; 18th century. [DELHI 719L]

التنبيهات العلية على وظائف  
الصلوة القلبية

al-Tanbihāt al-'aliyah 'alā waza'if  
al-ṣalāh al-qalbiyah.

An essay upon the ritual and devotional requirements of worship, completed in 951/1545 by Zain al-Dīn 'Alī b. Aḥmad al-Shāmī al-'Āmilī (d. 966/1559; cf. no. 1812 and I'jāz Ḥusain, no. 712).

Beginning:

الحمد لله مطلع من اختاره من عباده الابوار على  
خفايا الاسرار الخ

The work comprises the following parts:

مقدمة فتشتمل على ثلثة مطالب فى تحقيق معنى  
القلب  
Fol. 113b  
فصل (1) فى المقدمات Fol. 117a  
فصل (2) فى المقارنات Fol. 120b  
فصل (3) فى المنايات Fol. 127b

The khātimaḥ of which the author speaks in his preface is not marked.

End:

واستعملنا بما علمناه واشركنا فى ثواب من افدناه  
فان ذلك منه وبه وله وهو حسبنا الخ

For another copy see Gotha 771 (2).  
I'jāz Ḥusain, no. 712.

1814

Foll. 1-25; 7 $\frac{3}{8}$  × 4 $\frac{1}{4}$  in.; ll. 15; neatly-written naskhī; rubrications; coloured papers; margins damp-stained; date 1073/1662-3. [DELHI 494a]

(الرسالة) الاثنا عشرية فى الطهارة  
(al-Risālah) al-Ithnā-'ashariyah  
fī 'l-tahārah.

A treatise in 12 sections on questions of ritual purity according to the Shī'ah rite, completed in 1020/1611 by Bahā' al-Dīn

Muḥammad b. Ḥusain al-Ḥārithī al-'Āmilī (d. 1030/1621; cf. *Rawḍāt al-jannāt*, p. 533; a year later according to I'jāz Ḥusain, no. 14; cf. also Brockelmann II 414). The work is sometimes known as *al-Tahārat-riyah*.

Beginning:

اما بعد حمد الله على آلائه والصلوة على سيد  
انبيائه واشرف اوليائه الخ

The sections (maṭlābs) of the treatise are as follows:

Fol. 2a (1) ما الطهارة  
Fol. 3b (2) كمر الطهارة  
Fol. 4b (3) لم الطهارة  
Fol. 5b (4) بمر الطهارة  
Fol. 6b (5) ممر [sic] الطهارة  
Fol. 7b (6) على ما الطهارة  
Fol. 8b (7) متى الطهارة  
Fol. 9b (8) مّا الطهارة  
Fol. 10a (9) فيما الطهارة  
Fol. 10b (10) ما مقدمات الطهارة  
Fol. 11b (11) ما كيفية الطهارة  
Fol. 14b (12) ما الذى يتبع الطهارة

End:

او الحاجة يخاف فوقها واستصحاب الدراهم البيض  
واطالة المكث لغير حاجة وادخال الحلاّ شيا عليه  
اسم الله او احد المعصومين سلم الله عليهم  
الخ

For another copy see Būhār II, no. 186.  
I'jāz Ḥusain, no. 14.

1815

Foll. 143-212; 6 $\frac{7}{8}$  × 3 $\frac{3}{4}$  in.; ll. 6; clear naskhī; rubrications; slightly worm-eaten; 18th century. [DELHI 735d]

al-Ithnā-'ashariyah al-tahāriyah.

Another copy of Bahā' al-Dīn al-'Āmilī's work.

## 1816

Foll. 1-10*a*;  $11\frac{1}{4} \times 7\frac{3}{4}$  in.; ll. 21; naskhī; rubrications; 18th century. [DELHI 719*a*]

## al-Ithnā-‘ashariyah fī ‘l-tahārah.

Another copy of the work by Bahā’ al-Dīn al-‘Āmilī.

## 1817

Foll. 1-11;  $11\frac{1}{8} \times 6\frac{3}{4}$  in.; ll. 19; Indian nasta‘līq; rubrications, some lacking; margins ruled; 19th century (? date 1252/1836-7). [DELHI 167*a*]

## al-Ithnā-‘ashariyah al-tahāriyah.

Another copy of the work by Bahā’ al-Dīn al-‘Āmilī.

## 1818

Foll. 25*b*-55*a*;  $7\frac{3}{8} \times 4\frac{1}{4}$  in.; ll. 15; neatly-written naskhī; rubrications; coloured papers; slightly worm-eaten; 17th century. [DELHI 494*b*]

## (المقالة) الاثنا عشرية في

## واجبات الصلوة اليومية

## (al-Maqālah) al-Ithnā-‘ashariyah fī wājibāt al-ṣalāh al-yaumiyyah.

(Also called simply الصلوتية; cf. I‘jāz Ḥusain, no. 14.)

A treatise, in 12 parts, on the ritual of daily worship, composed in 1012/1603-4 by Muḥammad Bahā’ al-Dīn al-Ḥārithī al-‘Āmilī; cf. no. 1814).

Beginning:

الحمد لله الذي وفقنا للاهتمام بشريعة المرسلين  
وسيد الاولين والآخرين وهدانا اقتداء آثار اهل بيته  
الائمة الخ

The 12 parts are as follows:

Fol. 26 <i>a</i>	الافعال الواجبة للسانية
Fol. 29 <i>a</i>	الافعال الواجبة الجنانية
Fol. 32 <i>a</i>	الافعال الواجبة الاركانية
Fol. 34 <i>b</i>	الافعال المستحبة السانية
Fol. 39 <i>a</i>	الافعال المستحبة الجنانية

Fol. 41 <i>a</i>	الافعال المستحبة الاركانية
Fol. 44 <i>a</i>	التروك الواجبة السانية
Fol. 46 <i>a</i>	التروك الواجبة الجنانية
Fol. 48 <i>a</i>	التروك الواجبة الاركانية
Fol. 50 <i>a</i>	التروك المستحبة السانية
Fol. 51 <i>b</i>	التروك المستحبة الجنانية
Fol. 53 <i>a</i>	التروك المستحبة الاركانية

End:

وانا احوج الحلق الى رحمة الغنى محمد  
المشهر بمهاء الدين العاملى وفعه للعمل فى يومه  
قبل ان يخرج الامر من يده والحمد لله اولاً  
واخراً

No copies appear to be recorded elsewhere.

I‘jāz Ḥusain, no. 14.

## 1819

Foll. 17-106;  $6\frac{7}{8} \times 3\frac{3}{4}$  in.; ll. 6; clear naskhī; rubrications; slightly worm-eaten; 18th century. [DELHI 735*b*]

## al-Ithnā-‘ashariyah al-ṣalātiyah.

Another copy of Bahā’ al-Dīn al-‘Āmilī’s work on the requirements of daily worship.

## 1820

Foll. 18*b*-29*a*;  $11\frac{1}{4} \times 7\frac{3}{4}$  in.; ll. 21; naskhī; rubrications; some marginal comments; slightly worm-eaten; 18th century. [DELHI 719*d*]

## al-Ithnā-‘ashariyah al-ṣalātiyah.

Another copy of the work by Bahā’ al-Dīn al-‘Āmilī.

## 1821

Foll. 12-24;  $11\frac{1}{8} \times 6\frac{3}{4}$  in.; ll. 19; Indian nasta‘līq; rubrications, some lacking; margins ruled; date 1252/1836. [DELHI (Persian) 167*b*]

## al-Ithnā-‘ashariyah al-ṣalātiyah.

Another copy of the work on Ṣalāh by Bahā’ al-Dīn al-‘Āmilī.

1822

Foll. 55b-71a;  $7\frac{3}{4} \times 4\frac{1}{4}$  in.; ll. 15; neatly-written naskhī; rubrications; coloured papers; date 1073/1662-3. [DELHI 494c]

(الرسالة) الاثنا عشرية في  
مناسك الحج

(al-Risālah) al-Ithnā-‘aṣhariyah fī  
manāsik al-ḥajj.

A treatise on the religious and ceremonial requirements of the ḥajj by Muḥammad Bahā’ al-Dīn al-Ḥārithī al-‘Āmili (cf. no. 1814). It is sometimes called *al-Ḥajjīyah*.

Beginning:

الحمد لله على آياته والصلوة على اشرف انبيائه  
واوليائه فبعد فيقول اوج الخلق الى رحمة الله  
الغنى محمد المشتهر ببهاء الدين العاملى وفقه الله  
للعمل فى يومه لغده الخ

The following main faṣls are noted:

Fol. 56b	اول مناسك التمتع احرام العمرة
Fol. 57a	واجبات الاحرام
Fol. 59b	مكروهات الاحرام
Fol. 59b	فيما يستحب فعلة لدخول الحرم
Fol. 60a	اول المناسك بعد دخول المسجد الحرام
Fol. 61a	فى مستحبات الطواف
Fol. 62b	مستحبات المعى [sic]
Fol. 66a	مستحبات الرمى
Fol. 67a	مستحبات الذبح
Fol. 68b	المستحبات فى وداع الكعبة

End:

الثانى عشر اكرام خدام تلك البقعة المقدسة  
وسيدها وعظيها واحترامهم فان ذلك راجع الى  
تعظيم صاحب البقعة وسلام الله عليه وآبائه الطاهرين  
الاخيار الانجيين

No copies appear to be recorded elsewhere.

I‘jāz Ḥusain, no. 14.

1823

Foll. 38-45;  $11\frac{1}{2} \times 6\frac{3}{4}$  in.; ll. 19; Indian nasta‘liq; rubrications; margins ruled; date 1252/1836-7. [DELHI (Persian) 167c]

al-Ithnā-‘aṣhariyah al-ḥajjiyah.

Another copy of the work on ḥajj by Bahā’ al-Dīn al-‘Āmili.

1824

Foll. 71a-89;  $7\frac{3}{4} \times 4\frac{1}{4}$  in.; ll. 15; neatly-written naskhī; rubrications; some marginal and inter-linear comments; worm-eaten; date 1073/1662-3. [DELHI 494d]

(الرسالة) الاثنا عشرية الصومية  
(al-Risālah) al-Ithnā-‘aṣhariyah  
al-ṣaumiyah.

A treatise on fasting by Muḥammad Bahā’ al-Dīn al-Ḥārithī al-‘Āmili (cf. no. 1814).

Beginning:

الحمد لله الذى جعل الصوم جنة من النار والصلوة  
على اشرف الخلائق محمد وآله الخ

The following faṣls, each in twelve sections, are marked:

Fol. 72b	ما لا يتحقق الصوم
Fol. 75b	الصوم الواجب
Fol. 80a	الصوم المستحب
Fol. 81b	المحرم
Fol. 83b	الامور المعتبرة فى نية الصوم
Fol. 87b	ويكره للصائم امور اثنا عشر

End:

الثانى عشر الاثواب ثلاثة وآيه واحدة كفى حمير  
القران فى غيره

For other copies see the next entry and Aṣafiyah, p. 1182.

I‘jāz Ḥusain, no. 14.

1825

Foll. 11b-18;  $11\frac{1}{2} \times 7\frac{3}{4}$  in.; naskhī; rubrications; 18th century. [DELHI 719c]



**al-Ithnā-'ashariyah al-ṣaumīyah.**

Another copy of the same work by Bahā' al-Dīn al-'Āmilī.

**1826**

Foll. 31-38;  $11\frac{1}{8} \times 6\frac{3}{4}$  in.; ll. 19; Indian nasta'liq; rubrications; margins ruled; 19th century (? date 1252/1836-7). [DELHI (Persian) 167*d*]

**al-Ithnā-'ashariyah al-ṣaumīyah.**

Another copy of the work on fasting by Bahā' al-Dīn al-'Āmilī.

**1827**

Foll. 107-142;  $6\frac{7}{8} \times 3\frac{3}{4}$  in.; ll. 6; clear naskhī; rubrications; slightly worm-eaten; 18th century. [DELHI 735*c*]

(الرسالة) الاثنا عشرية في

الخمس والزكاة

(al-Risālah) al-Ithnā-'ashariyah fī 'l-khums wa'l-zakāh.

(Sometimes called *al-Zakātiyah*.)

A brief tractate on the various aspects of personal and property taxes and the legal directions concerning them, by Muḥammad Bahā' al-Dīn b. Ḥusain al-'Āmilī (cf. no. 1814).

Beginning:

حمدًا لك اللهم على الآثك وجزيل نعمائك وصلوة  
على اشرف انبيائك الخ

The work comprises the following twelve maṭlābs:

- |                   |                            |
|-------------------|----------------------------|
| Fol. 109 <i>b</i> | (1) ما الزكاة              |
| Fol. 111 <i>b</i> | (2) على من الزكاة الهالية  |
| Fol. 113 <i>a</i> | (3) فيما الزكاة            |
| Fol. 116 <i>a</i> | (4) كمر الزكاة             |
| Fol. 121 <i>a</i> | (5) متى الزكاة             |
| Fol. 124 <i>b</i> | (6) لمن الزكاة             |
| Fol. 129 <i>b</i> | (7) ما الزكاة [sic] الفطرة |

- |                   |                        |
|-------------------|------------------------|
| Fol. 130 <i>b</i> | (8) على من زكاة الفطرة |
| Fol. 132 <i>a</i> | (9) عمن زكاة الفطرة    |
| Fol. 133 <i>a</i> | (10) ممن زكاة الفطرة   |
| Fol. 134 <i>a</i> | (11) كمر زكاة الفطرة   |
| Fol. 135 <i>b</i> | (12) متى زكاة الفطرة   |

End:

ورزقنا الشهاده بين يديه لمحمد وآله الطاهرين  
صلوة الله وسلامه اجمعين [sic]

For another copy see the next entry.  
I'jāz Ḥusain, no. 14.

**1828**

Foll. 25-30;  $11\frac{1}{8} \times 6\frac{3}{4}$  in.; ll. 19; Indian nasta'liq; rubrications; margins ruled; 19th century (? date 1252/1836-7). [DELHI (Persian) 167*c*]

**al-Ithnā-'ashariyah al-zakātiyah.**

Another copy of the work on alms-giving by Bahā' al-Dīn al-'Āmilī.

**1829**

Foll. 1-16, beginning defective;  $6\frac{7}{8} \times 3\frac{3}{4}$  in.; ll. 11; naskhī; rubrications; slightly worm-eaten; 18th century. [DELHI 735*a*]

(الرسالة) الاثنا عشرية في

تحريم ذبائح اهل الكتاب

(al-Risālah) al-Ithnā-'ashariyah fī taḥrīm dhabā'iḥ ahl al-kitāb.

(Sometimes called *al-Dhabḥīyah*.)

A tractate arguing that ritual slaughter of animals, by Jews and Christians, does not make them lawful for eating by Imāmi Shī'ites. The work is one of the twelve "Ithnā-'ashariyah" tractates written by Muḥammad Bahā' al-Dīn b. Ḥusain al-'Āmilī (cf. no. 1814).

Beginning (of first complete section):

فاقول لا خلاف بين علماء الاسلام في تحريم  
ذبايح من عدا اليهود والنصارى والمجوس الخ

The work comprises the following faṣls:

اجتمع جمهور الامامية على تحريم ذبايح اهل  
Fol. 4a الكتاب

احتج الحنفية والشافعية والمالكية على اباحة ذبايح  
Fol. 6a اليهود الخ

Fol. 9a والجواب عما يحتجوا به الخ

End:

وبه يحصل الجمع بين الروايات المتخالفة في  
هذا الباب من دون حاجة الى حمل شئ منها  
على التقية

No other copies appear to be noted.

I'jāz Ḥusain, no. 14 (for the *Ithnā-  
'ashariyah* tractates in general, the present  
one not being mentioned).

### 1830

Foll. 10a-11b; 11¼ × 7¾ in.; ll. 21; naskhī; 18th  
century. [DELHI 719b]

A short tractate on the theme that cir-  
cumspection and knowledge are required  
for the interpretation of the law, particularly  
as revealed in the *Qur'ān*. Neither title nor  
author's name is mentioned, but it would  
appear that the latter is Bahā' al-Dīn al-  
'Āmilī (for whom see no. 1814).

Beginning:

اختلف في ان الاصل في الاشياء الاباحة والتحريم  
او يجب التوقف والاحتياط الخ

End:

وجوب التوقف والاحتياط مخصوص بالافعال  
الوجودية التي يحتمل التحريم لا بما يحتمل الوجود  
بل الاحتياط هناك مندوب

### 1831

Foll. 495-497; 11¼ × 7¾ in.; ll. 21; naskhī;  
18th century. [DELHI 719z]

Two essays: (i) on the dimensions of the  
measure known as the *kurr* and (ii) on the  
amount of water required for ritual ablution.  
The author's name does not appear, but the

brief colophons imply that these are extracts  
from the *Raudaḥ al-muttaqīn* of Muḥammad  
Taḳī b. Maḳṣūd 'Alī al-Majlisī (d.  
1070/1659-60; cf. I'jāz Ḥusain, no. 1599  
and Browne iv, p. 409).

(i) Beginning:

اعلم انه اختلف اقوال العلماء في كمية الكر  
باختلاف الروايات الخ

End:

فانه كلما كان الماء اكثر كان ابعد من قبول  
النجاسة

(ii) Beginning:

باب مقدار الماء للبوضوء والغسل قال ابو الحسن  
بن جعفر للغسل صاع من ماء الخ

End:

وانما ذكرنا المقادير هنا لسخيل عليها في مواضعها  
انشاء الله تعالى

I'jāz Ḥusain (for *Raudaḥ al-muttaqīn*),  
no. 1599.

### 1832

Foll. 498-499; 11¼ × 7¾ in.; ll. 21; naskhī;  
18th century. [DELHI 719aaa]

### باب معرفة زوال الشمس

#### Bāb Ma'rifaḥ zawāl al-shams.

A chapter, seemingly extracted from the  
*Raudaḥ al-muttaqīn* of Muḥammad Taḳī  
b. Maḳṣūd al-Majlisī (d. 1070/1659-60; cf.  
I'jāz Ḥusain, no. 1599; Browne iv, p. 409),  
on the point in the heavens at which the sun  
begins to decline after mid-day at various  
seasons of the year in specified places in  
Persia, 'Irāq 'Arabī and Syria.

Beginning:

روى عبد الله بن سنان في الصحيح عن ابي  
عبد الله ع انه قال تزول الشمس الخ

End:

دايرة القبلة اوسع من اعتبار هذه الدقائق فيها  
كما تنبه عليه انشاء الله تعالى

I'jāz Ḥusain (for *Raudaḥ al-muttaqīn*),  
no. 1599.

## 1833

Foll. 413 (in two parts, 1-203, 204-413); 10½ × 6½ in.; ll. 17; small naskhī; rubrications; scattered marginal comments; slightly worm-eaten; 19th century. [DELHI 736]

## مفاتيح الشرائع

## Mafātiḥ al-sharā'ī'

A Shī'ah treatise on the various branches of the fiqh, tracing the individual laws to their origin in the Qur'an and ḥadīth. It was composed in 1042/1632-3 by Muḥammad b. Murtaḍā, known as Muḥsin Kāshānī (d. 1090/1680 or soon after; cf. I'jāz Ḥusain, no. 3024; Browne iv, p. 432), as a commentary upon his own epitome of furū', *Mu'taṣam al-Shī'ah fī ahkām al-sharī'ah*.

Beginning:

الحمد لله الذى هدانا لدين الاسلام وسن لنا  
الشرائع والاحكام الخ

The work is subdivided as follows:

Fol. 1-203	فَنّ I (فَنّ العبادات والساسات)
Fol. 3b	كتاب (1) مفاتيح الصلوة
Fol. 61b	كتاب (2) مفاتيح الزكوة
Fol. 76b	كتاب (3) مفاتيح الصيام
Fol. 96a	كتاب (4) مفاتيح الحج
Fol. 133b	كتاب (5) مفاتيح النذر
Fol. 150a	كتاب (6) مفاتيح الحسه [sic] والحدود
Fol. 195b	خاتمة فى احكام الجنائز
Fol. 204-413	فَنّ II (فَنّ العادات والمعاملات)
Fol. 205b	كتاب (1) مفاتيح المطاعم الخ
Fol. 223b	كتاب (2) مفاتيح المناكح الخ
Fol. 286b	كتاب (3) مفاتيح المعاش الخ
Fol. 360b	كتاب (4) مفاتيح العطايا الخ
Fol. 378a	كتاب (5) مفاتيح القضاء الخ
Fol. 399a	كتاب (6) مفاتيح الفرائض والمواريث
Fol. 412a	خاتمة فى الحيل الشرعية

End:

ووقع الفراغ من تاليفه عام اثنين واربعين والف  
واتفق لتاريخه عدد حروف تاريخه مرفوعة بحذف  
[حر] فى العطف

(The letters of الف اثنين اربعين by *abjad* make up the date of composition, i.e. 1042/1632-3.)

For other copies see Būhār II, no. 189; Bankipore XIX (i), no. 1925; As. Soc. Bengal (Govt. Acquisitions 1903-7), no. 962.

I'jāz Ḥusain, no. 3024.

## 1834

Foll. 257; 11½ × 7 in.; ll. 29; small neat naskhī; rubrications; worm-eaten; 18th century.

[DELHI 744]

## كتاب الوافى

## Kitāb al-wāfī.

The third and fourth parts of a treatise on Shī'ah furū', tracing the authority for the individual laws in the Qur'an and ḥadīth as quoted in the "Four Books" of the Shī'ah (for which see Browne iv 359), here represented by the initials **ك**, **ا**, **ب**, **ي** and **ه** respectively. The author is Muḥammad b. Murtaḍā, known as Muḥsin Kāshānī (d. 1090/1680 or soon after; cf. I'jāz Ḥusain, no. 3228 and Browne iv 432).

Beginning (of present portion):

الحمد لله والصلوة والسلام على رسول الله... كتاب  
الطهارة والتزيين وهو من اجزاء كتاب الوافى الخ

The work comprises the following kitābs:

Fol. 1b	Ṭahārah (part iv)
Fol. 75	Ṣalāḥ (part v)

Each is divided into numerous bābs.

End:

الا هذه الآية الا الى الله تصير الامور كما اخر  
ابواب القران وفضايله وبتمامها تم كتاب الصلوة الخ

No other copies appear to be noted.

I'jāz Ḥusain, no. 3373.

## 1835

Foll. 363b-364a; 11¼ × 7¾ in.; ll. 25 (in all); naskhī; rubrications; 18th century.

[DELHI 719pp]

### الرسالة في شكيات الصلوة

#### al-Risālāh fī shakkiyāt al-ṣalāh.

(Or simply *R. fī 'l-shakkiyāt*.)

A short treatise dealing with the matters which give rise to error and doubt in the ritual of worship, by Muḥammad b. Murtaḍā, known as Muḥsin Kāshānī (d. 1090/1680 or soon afterwards; cf. I'jāz Ḥusain, no. 3228 and Browne iv 432).

Beginning:

الحمد لله على جزيل نواله والصلوة على محمد وآله وبعد لما كان الشك والسهو والسيان الخ

The work comprises five ضوابط as follows:

- Fol. 363b من زاد ركعة الخ (1)  
 Fol. 363b من شك في شئ الخ (2)  
 Fol. 363b من شك في عدد الثنائية الخ (3)  
 Fol. 363b من تكلم سهواً الخ (4)  
 Fol. 364a لا شك للمامومين مع حفظ الامام الخ (5)

End:

فانه يزجر الشيطان ويطرده انشاء الله تعالى  
 والحمد لله الخ

No other copies appear to be noted.  
 Not noted in I'jāz Ḥusain.

## 1836

Foll. 32; 10½ × 6¾ in.; ll. 17; good clear naskhī; rubrications; 19th century; copyist, Amīr Mirzā.

[DELHI 534a]

Supplementary comments (Hawāsh<sup>in</sup>) by 'Alī ibn Muḥammad ibn Ḥasan ibn Zain al-Dīn al-'Āmilī (d. 1103/1691-2; cf. *Rawḍāt al-jannāt*, p. 411) upon the *Sharḥ al-Lum'ah* written by himself. The author in his preface says that while he was engaged on the latter work (for which see Bankipore xix (ii), no. 1921), he came upon a number of

exegetical notes reporting discussions held by his grandfather with a certain Khalīfaḥ Sultān, who criticised various defects and inaccuracies in his grandfather's commentary on the *Lum'ah*. These notes, says the author, he incorporated in his *Sharḥ*, but they covered only the second volume of the *Lum'ah* and the latter part of the first. The present notes are intended to remedy this defect. The passages of the *Lum'ah* are introduced by قوله and are overlined red.

Beginning:

الحمد لله رب العالمين والصلوة على اشرف خلقه محمد وآله الطاهرين وبعد الخ

The chapter-headings marked are numerous and cover the subjects usual in works on furū'.

End:

انتهى ما رايته من الايجاب المذكورة من جوابها  
 فينظر الناظر فيها بعين البصيرة وليتناولها بيد غير  
 قصيرة وينظر الى ما قيل لا الى من قال والمعصوم  
 من عصمه الله الخ

No other copy seems to be noted.  
 Not noted in I'jāz Ḥusain.

## 1837

Foll. 445; 10½ × 6¾ in.; ll. 17; naskhī; rubrications; passages of original text overlined red; some marginal comments; 19th century; copyist, Amīr Mirzā.

[DELHI 677]

### حاشية على شرح اللمعة [?]

#### [?] Ḥaṣhiyah 'alā sharḥ al-Lum'ah.

Part of a supercommentary, composed from materials left by his father, by 'Alī b. Muḥammad b. Ḥasan (Ibn Zain al-Dīn al-Shahīd al-Thānī) in 1075/1664 upon a manual of Shī'ah fiqh. The work appears to be the حاشية شرح اللمعة referred to in no. 1836. This, according to the author, did not deal with first part of the original text. The present work begins with the *kitāb al-jihād*.



Beginning:

كتاب الجهاد قوله لدعاهم الخ اى لطلب الاسلام  
منهم وارادته الخ

The passages of the original text are introduced by قوله. The numerous kitābs of the work, ending with *al-diyāt*, are those of an ordinary treatise upon *furū'*.

End:

قوله وهو مشكل على اطلاقه التعرض في هذه او  
نحوه للاشكال من حيث ضعف الرواية فلا يتوهم  
خلاف ذلك هذه صورة خطه ادام الله تائيده

Author's colophon:

انتهى ما اسهله الله تع من هذا التعليق مع  
تشويش الفكر... بقلم مؤلفه الفقير... على بن محمد  
بن الحسن بن مصنفه...

No other copies appear to be noted.  
Not noted in I'jāz Ḥusain.

### 1838

Foll. 132, beginning defective;  $11\frac{3}{8} \times 6\frac{1}{2}$  in.; ll. 21; nasta'liq; rubrications; some folios damaged by insects; script frequently difficult of decipherment through the transparency of the paper; date 1256/1840. [DELHI 533]

#### [Ḥāshiyah al-Shaikh Ja'far fī Sharḥ al-Jum'ah.]

(The title on the fly-leaf is inaccurate.)

Part of a supercommentary by *Shaikh* Ja'far, a 12th/18th-century qāḍī of Iṣfahān, on Zain al-Dīn ibn 'Alī al-Shahīd al-Thānī's *Sharḥ al-Jum'ah*.

Beginning (as here extant):

...التى لا تدل على ازيد من تعلق الظرف  
بالعامل فاذن معنى التلبس يفهم من العامل  
المحذوف الخ

The following chapter-headings are indicated:

Fol. 67b	كتاب الصوم	Fol. 57a	كتاب الزكوة
Fol. 98b	كتاب الوقف	Fol. 75a	كتاب الحج

End:

وتعلق حد الماسك يفيد عدم كونه ملكا لاحد  
وتعلق حق الملك يفيد جميع آثاره فلا يد من  
جعل الملك مشروطا باحد الامرين والكلام بعد  
موضع نظر

For another copy see Bankipore XIX (ii), no. 1922.

Not noted in I'jāz Ḥusain.

### 1839

Foll. 34-455;  $10\frac{1}{2} \times 6\frac{3}{4}$  in.; ll. 17; small clear naskhī; rubrications; occasional comments in the margins; 19th century; copyist, Amīr Mirzā. [DELHI 534b]

#### الزهرات الذويّة [sic] في الروضة

البهيّة

#### al-Zahrāt al-dhawīyah fī al-Rauḍah al-bahīyah.

The first volume of a supplement (*ta'liq*), composed in 1074/1663, by 'Alī ibn Muḥammad ibn Ḥasan ibn Zain al-Dīn al-'Āmīlī (d. 1103/1691-2; cf. *Rauḍāt al-jannāt*, p. 411), to a commentary by his grandfather on Zain al-Dīn al-'Āmīlī's work *Rauḍah al-bahīyah*. 'Alī was also the author of a commentary called *الزهرات* on the work of his great-grandfather Zain al-Dīn, for which commentary see Bankipore XIX (ii), no. 1921.

Beginning:

الحمد لله الذى نور روضة الدين البهيّة الزاهرة  
واوضح مسالك الشرايع السنيّة الباهرة والصلوة على  
سيدنا الخ

The following kitābs are comprised in the work:

Fol. 199a	الصلوة	Fol. 64a	الطهارة
Fol. 373a	الخمسة	Fol. 338a	الزكوة
Fol. 404b	الحج	Fol. 382b	الصوم

End:

وافضل منه الفصل بعشرة واكمل منه فصلا بشهر  
واكثر ذلك سنة صورة خطه ادام الله تائيده انتمى  
ما يتعلق بكتاب الحج وبه تم المجلد الاول من  
هذا التعليق الخ

No other copies appear to be recorded.  
Not noted in I'jāz Ḥusain.

### 1840

Foll. 232-235;  $11\frac{1}{4} \times 7\frac{3}{4}$  in.; ll. 21; naskhī;  
rubrications; date 1162/1749. [DELHI 719w]

A short tractate explaining certain doubtful particulars in the ritual of worship and discussing the number of times worship is required daily. The author is Mullā Ḥaidar 'Alī b. Muḥammad b. Ḥasan al-Shirwānī (d. after 1098/1686; cf., for references, *Būhār* II, p. 251), nephew of Muḥammad Bāqir Majlisī (cf. *Delhi 719dd*, fol. 297).

Beginning:

الحمد لله رب العالمين وصلى الله على محمد  
وعترته الطيبين الخ

The work comprises two maṭlābs:

- Fol. 232b الشك بين الثلث والاربع الخ (1)  
(2) روى الكليني... في الصحيح عن الحلبي قال  
... كلما ذكرت الله والنبي ع فهو من الصلوة  
الخ  
Fol. 234a

End:

بخلاف الاثار الكثيرة التي قدمناها فانها مصرحة  
مفسرة والله المستعان

No other copies appear to be noted.  
? I'jāz Ḥusain.

### 1841

Foll. 235b-237b;  $11\frac{1}{4} \times 7\frac{3}{4}$  in.; ll. 21; naskhī;  
date 1162/1749. [DELHI 719x]

A collection of twenty-four opinions collected from various sources concerning the shortest distance which constitutes a journey

and so permits the traveller to abbreviate his prayers. The author is Ḥaidar 'Alī b. Muḥammad al-Shirwānī, for whom see the previous entry.

Beginning:

الحمد لله رب العالمين والصلوة على عباده الذين  
اصطفاهم محمد وآله الخ

End:

فكذا الثمانية ذهابا وايابا وكل ذلك واضح بحمد  
الله ومنه

No other copies appear to be noted.  
? I'jāz Ḥusain.

### 1842

Foll. 238-242;  $11\frac{1}{4} \times 7\frac{3}{4}$  in.; ll. 21; naskhī;  
rubrications; 18th century. [DELHI 719y]

A tractate proving the necessity for uttering the formula of blessing upon the Prophet, his household and the imāms whenever their names are mentioned, by Ḥaidar 'Alī b. Muḥammad al-Shirwānī (for whom see no. 1840).

Beginning:

الحمد لله رب العالمين وصلوته وسلامه على عباده  
الذين اصطفاهم الخ

The work comprises the following three maṭlābs:

- Fol. 238a (1) في وجوب الصلوة على النبي الخ  
(2) في وجوب الصلوة على آل الاطهار الخ  
Fol. 238b  
(3) في الترغيب الوارد في الصلوة على النبي الخ  
Fol. 240a

End:

قال الخروج من الذنوب كهيئة يوم ولدته امه  
رواه الصدوق في كتاب معاني الاخبار والحمد لله  
وحده والصلوة على محمد وآله كثيرا كثيرا

No other copies appear to be noted.  
? I'jāz Ḥusain.

## 1843

Foll. 207;  $11\frac{1}{4} \times 6\frac{3}{8}$  in.; ll. 29; small cursive naskhī; rubrications; worm-eaten; 18th century.  
[DELHI 746 (i)]

تفصيل وسائل الشيعة الى تحصيل  
مسائل الشريعة

Tafṣil wasā'il al-Shī'ah ilā taḥṣil  
masā'il al-sharī'ah.

The first part of a compilation of Shī'ah furū' and the sources—including the ḥadīths in the "Four Books" and elsewhere—from which they derive, by Muḥammad b. Ḥasan al-Ḥurr al-Āmilī (al-Mashaghri; d. 1099/1688; cf. *Raudāt al-jannāt*, p. 543; *Khulāṣah al-athar* III 432, where the date is given as 1079, in error; Brockelmann II 412). The work was completed in 1082/1671. In the preface the author quotes the names of over seventy works to which he has referred.

Beginning:

الحمد لله الذى فطر العقول على معرفته ووهبها  
العلم بوجوب وجوده الخ

The present portion of the work comprises only the *muqaddamah* and the *kitāb al-ṣalāh* divided into a large number of bābs arranged in groups.

End:

قال ما يجوز الصلوة فى شى من الحديد فانه  
نجس ممسوخ اقول... والله اعلم تم كتاب الطهارة

For another copy see As. Soc. Bengal (Govt. Acquisitions 1903-7), no. 1089.  
I'jāz Ḥusain, no. 674.

## 1844

Foll. 198;  $9\frac{1}{4} \times 7\frac{3}{4}$  in.; ll. 24; small tidily-written naskhī; rubrications; some damage from insects and use; 17th century.  
[DELHI 746 (ii)]

Tafṣil wasā'il al-Shī'ah.

Two kitābs—*zakāt* (fol. 199*a*) and *ṣiyām* (foll. 99*b*–198) of the same work by al-Ḥurr al-Āmilī. Each is headed by a summary list of the bābs contained in it.

## 1845

Foll. 23;  $6\frac{3}{4} \times 4$  in.; ll. 11; large clear naskhī; marginal corrections; rubrications; 19th century.  
[DELHI 554*a*]

A short treatise on the times of daily worship, the numbers of the prayers required, etc., by Ḍiyā al-Dīn Yūsuf ibn al-Qāsim al-Astarābādī, who completed the work at Aurangābād in India in 1098/1687.

Beginning:

الحمد لله رب العالمين والصلوة والسلام على خير  
خلقه... اما بعد فهذه رسالة وجيزة مشتملة على بيان  
كمية الصلوة الخ

The work comprises the following parts:

Fol. 2 <i>a</i>	مقدمة
Fol. 2 <i>a</i>	باب (1) فى الواجبات
Fol. 8 <i>b</i>	باب (2) فى المندوبات
Fol. 21 <i>a</i>	خاتمة

End:

وما ذكرت فى هذه الوجيزة بناء على الشهرة ان  
علمت ما فيها وصلت كفاك

## 1846

Foll. 486–494 (493*b* and 494*b* blank);  $11\frac{1}{4} \times 7\frac{3}{4}$  in.; ll. 21; naskhī; rubrications; slightly worm-eaten; date 1156/1743.  
[DELHI 719*yy*]

[Risālah fī Bayān al-khalal  
al-wāqī' fī 'l-ṣalāh.]

A tractate on the flaws and points of doubt which render worship ineffectual. Title and author's name are both lacking.

Beginning:

الحمد لله الذى فطر السموات والارض فاستوتوا ولو  
كان فيهما آية الا الله الخ

The work is divided into two qisms (each with numerous subdivisions) as follows:

Fol. 489 <i>b</i>	فى الشك	Fol. 486 <i>b</i>	فى السهو
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End:

العفو عما طغى به القلم وزلت به القدم أنه ولي  
القدرة ومقبل العثرة، والحمد لله الخ

No other copies appear to be noted.  
Not noted in I'jāz Ḥusain.

### 1847

Foll. 143a-155;  $12\frac{3}{4} \times 7\frac{5}{8}$  in.; ll. 27; small neat naskhī; passages of original text overlined; some injury from damp and insects; 18th century.

[DELHI 604b]

Part of a commentary upon a work on *Shī'ah furū'*. Neither title nor author's name appears.

Beginning:

كتاب العشرة: العشرة بالكسر الصحبه والخلطه من  
المعاشره وهى المصاحبه والمخالطة قوله عليه  
بالصلوه فى المساجد جماعة وفرادى والمراد بالصلوه  
الفريضة الخ

The passages of the original text are introduced by قوله.

End:

ونهى ان يحرق كتاب الله ونهى ان يحرق  
بالاقلام النهى الاول للتحرير والثانى للتنزيه وفى  
نسخه بالاقلام والطاهر انه تحريف فى الظهور اى  
الحدود التى فيها ذكر الله تعالى قال اغسلها ان  
كانت غير مدكات او كانت هى والمهاد نجسه او  
وحد شى اخر من اسباب المحو التى ذكرناها

Colophon:

تم كتاب العشره ويتلوه كتاب الطهارة الخ

### 1848

Foll. 24a-27b;  $6\frac{3}{4} \times 4$  in.; ll. 14; cursive Indian naskhī; initial words of paragraphs overlined; worm-eaten; 18th century.

[DELHI 554b]

A brief tractate on devout intention (*nīyah*). It appears to have been extracted from a larger work by an author whose name is not mentioned.

Beginning:

اعلم وفقك الله وآيانا ان الاصل فى النية واعتبارها  
ان الافعال البشرية الصادرة عن القوة الانسانية لما  
كانت تقع على وجوه مختلفة الخ

End:

نعوذ بالله تعالى من طواعيه الشيطان والردى  
والصلاة بعد الهدى وما اريد الا الافلاح ما  
استطعت وما توفيقى الا بالله الخ

No other copies appear to be recorded.  
? I'jāz Ḥusain, no. 1563. This is a *Risālah*  
*fi'l-Nīyah* by Fakhr al-Dīn b. Muḥammad  
al-Najafī.

### 1849

Foll. 317b-332;  $11\frac{1}{4} \times 7\frac{3}{4}$  in.; ll. 21; naskhī; rubrications; scattered marginal and interlinear comments; 18th century.

[DELHI 719jz]

A treatise on the ritual of the ḥajj and the 'umrah. Neither title nor author's name appears.

Beginning:

نحمدك اللهم يا من شرع لنا مسالك الاحكام  
وشرح لنا مناسك حج بيته الحرام الخ

The work comprises the following parts:

- Fol. 317b مقدمة فاعلم ان الحج ركن عظيم الخ  
Fol. 320b مقالة (1) فى افعال عمرة التمتع  
Fol. 322b مقالة (2) فى افعال الحج  
Fol. 328b خاتمة فى وظائف الحج

End:

عداه وتوجيهاته جمعنا الله وآياكم على طاعته  
وتقبل منا ومنكم بفضلله وكرمه

No other copies appear to be recorded.  
? I'jāz Ḥusain.

### 1850

Foll. 108;  $10\frac{3}{8} \times 6\frac{1}{2}$  in.; ll. 17; small naskhī; rubrications; scattered marginal comments; 19th century.

[DELHI 745]



الوجيز الرائق  
al-Wajīz al-rā'iq.

A tractate dealing with the more obscure and doubtful points in the ritual of lustration and worship, by Ḥusain b. Dildār 'Alī (al-Naṣīrābādī; d. 1271/1854; cf. I'jāz Ḥusain, *Introduction*, p. 5; Būhār II, p. 254). The present copy is uncompleted and, according to I'jāz Ḥusain, no. 3379, the author left his work so.

Beginning:

الحمد لله الذى انزل من السماء طهوراً وشرع لعباده صنوفاً من الطاعات الخ

The work was planned to comprise a number of maqṣads, each with a muqad-damaḥ and several bābs, etc. Of these only the following occur here:

Fol. 2a مقصد I فى الطهارة

Fol. 2b باب (1) فى احكام المياه الخ

Fol. 52a باب (2) فى الطهارة الشرعية

End:

وحمل القبلة من هذه العشرة على القبلة من تلك حملاً للاعر على الاخص فتأمل فانه يحتاج

For another copy see As. Soc. Bengal (Govt. Acquisitions 1903-7), no. 1086. I'jāz Ḥusain, no. 3379.

1851

Foll. 321; 10 $\frac{3}{8}$  × 6 $\frac{3}{8}$  in.; ll. 17; clear naskhī; rubrications; significant words and phrases overlined; date 1261/1845. [DELHI 475]

مناهج التدقيق ومعارج  
التحقيق

Manāhij al-tadqīq wa-ma'ārij  
al-tahqīq.

A Shī'aḥ treatise, dealing with various questions concerning the ritual of worship, by Ḥusain ibn Dildār 'Alī (d. 1271/1854; cf. I'jāz Ḥusain, *Introduction*, p. 5).

Beginning:

الحمد لله العلى العظيم والصلوة والسلام على نبيه الكريم واهليته [sic] المكرمين دائمة بدوام السموات والارضين الخ

There are numerous mas'alaḥs discussed in the work, the earlier ones being as follows:

لا خلاف فى ان زوال الشمس اول وقت الظهر'  
Fol. 1a

قال الشيخ فى الخلاف الصلوة يجب [sic] باول الوقت'  
Fol. 18b

هل يجوز التعويل على الظن فى دخول الوقت ام لا'  
Fol. 20b

اعلم ان لكل صلوة وقتين'  
Fol. 29b

وقت المغرب اذا غربت الشمس الخ'  
Fol. 36b

اول وقتى الصبح طلوع الفجر الخ'  
Fol. 55b

فى لباس المصلى'  
Fol. 57b

اتفقت كلمه الاصحاب على وجوب النية'  
Fol. 75b

يجب استدامة النية والبقاء عليها'  
Fol. 101a

لو نوى الخروج عن الصلوة فى اثناها الخ'  
Fol. 102b

تكبيره الاحرام واجب'  
Fol. 109b

القيام مع التمكن واجب فى الصلوة'  
Fol. 118b

لو عجز عن جميع مراتب القيام المندرجة جاز له  
Fol. 131b

الصلوة قاعدا

لا ريب فى وجوب الفاتحة فى الاوليين'  
Fol. 138b

هل يجوز القران بين سورتين الخ'  
Fol. 164a

ذهب اصحابنا الامامية كافة الى ان البسملة اية  
Fol. 168b

من الفاتحة'  
etc.

End:

وهو استحباب حال العقل ولا ريب فى جودة التشبث به حين تعارض الادلّة من الجانبين فانه [sic]

No other copies appear to be recorded. I'jāz Ḥusain, no. 3139.

1852

Foll. 160; 10 $\frac{3}{8}$  × 6 $\frac{3}{8}$  in.; ll. 21; naskhī; rubrications; 19th century. [DELHI 610]

The *kitāb al-ṭahārah* of an anonymous work on *Shī'aḥ furū'*. A note on the fly-leaf states it is part of the شرح الكبير, which is the title of a commentary by Saiyid 'Alī al-Ṭabāṭabā'ī on the *Mukhtaṣar al-nāfi'*, itself a commentary on the *Sharā'ī' al-Islām*. The present work, however, appears to be an independent composition of comparatively recent date.

Beginning:

الحمد لله رب العالمين وصلى الله على سيدنا  
ونبيتنا محمد واله الطاهرين كتاب الطهارة الخ

Four arkān are comprised in the work, as follows:

Fol. 1 b	(1) فى المياہ
Fol. 56 b	(2) غسل الحيض
Fol. 119 b	(3) فى الطهارة
Fol. 129 a	(4) فى احكامه

End:

واجبها جماعة كما عن الصدوق والاسكافى  
والطوسى... والمحقق الشيخ على عملا بظاهر الموثق  
ولا باس به والحمد لله تمت حق حمده والصلوة  
على من لا نبي بعد الخ

Other copies?

? I'jāz Ḥusain, no. 1945.

#### H. CONTROVERSY

### 1853

Foll. 33-50 (uncompleted); 11 3/8 × 6 3/8 in.; ll. 25; cursive naskhī; many words and phrases overlined; 19th century. [DELHI 7086]

كف الرعاع عن محرمات  
اللهو والسماع

Kaff al-ra'ā', 'an muḥarramāt  
al-lahw wa'l-samā'.

A polemic against games and music, by Aḥmad b. Muḥammad, *Shihāb al-Dīn ibn*

Hajar al-Haitamī al-Shāfi'ī (d. 973/1565; cf. Brit. Mus. Suppl. p. 117 b; Brockelmann II 387). The work was suggested (and begun) in 958/1551 as a reply to the فوح الاسماع of the Egyptian al-Tūnisī al-Mālikī.

Beginning:

الحمد لله الذى حظر مواطن اللهو على عباده  
وخلص من ريبه وشبهه الخ

As planned, the work was to consist of a muqaddamaḥ, two bābs and a khātimaḥ, of which only the khātimaḥ is here indicated.

Fol. 34 a فى ذم المعارف والمزامير والاوتار الخ

End (as here):

ومنه يوخذ جل ضرب احدى راحتى الكف على  
الاخرى ولو بقصد اللعب وانكان فيه نوع...

For other copies see Brit. Mus. Suppl. 1221 (3); Berlin 5517.  
Not noted in H. Kh.

### 1854

Foll. 138-143; 11 3/8 × 6 3/8 in.; ll. 25; cursive (Indian) naskhī; 19th century. [DELHI 7087]

A controversial tract on the question of the legality or otherwise of music and singing, the arguments being based chiefly on the Qur'ān, ḥadīth and the opinions of certain of the imāms. The author is 'Alī b. Sulṭān Muḥammad al-Qārī (d. 1014/1606; cf. *Khulāṣaḥ al-athar* III 185; Brockelmann II 394, where the present work is omitted).

Beginning:

الحمد لله الذى خلق لنا الاسماع والابصار لتسمع  
الايخبار الخ

No divisions are marked in the text.

End:

وذلك اضعف الايمان لله العفو والعاقبة وحسن  
الخاتمة وحصول العفوان ووصول الرضوان وسلام  
على المرسلين والحمد لله الخ

For another copy see Rāmpūr, p. 199.  
Not noted in H. Kh.

## 1855

Foll. 1-31a; 11½ × 6½ in.; ll. 25; nasta'liq; rubrications; some marginal comments; 19th century. [DELHI 708a]

A treatise on the unlawfulness of singing, playing and dancing, by 'Iṣmaḥ Allāh b. A'zam b. 'Abd al-Rasūl of Sahāranpūr (near Delhi). The work was completed in 1089/1678. Cf. also Loth 759.

Beginning:

سبحانك اللهم اونا حقايق الاشياء كما هي ولا  
تجعلنا من الناس من يشتري لهو الحديث والملاهي  
الخ

The author in his preface declares that his work is arranged in a muqaddamaḥ, 7 faṣls and a khātimaḥ, of which the following occur in the present manuscript:

Fol. 1b مقدمة في بيان معاني الغناء

فصل (1) في الآيات الدالة على حرمة الغناء الخ

Fol. 2a

فصل (2) في الاحاديث الدالة على حرمة الغناء الخ

Fol. 4a

فصل (3) في اقوال المجتهدين الخ

فصل (4) في اقوال الصوفية الخ

فصل (5) في حرمة الرقص

فصل (6) في الاجوبة عن الاحاديث الخ

فصل (7) في سبب اشتهار اباحة الغناء بين متصوفة

Fol. 27a زماننا

End:

ومن شر الشيطان الرجيم اللعين ونسأله حسن  
حاتمنا في كل حين واحمر دعوانا الخ

No other copies appear to be recorded.  
Not noted in H. Kh.

## 1856

Foll. 16; 8½ × 5¼ in.; ll. 15; coarse Indian nasta'liq; beginnings of paragraphs overlined; some marginal corrections; 19th century. [DELHI 551]

رسالة في اختلاف حرمة  
السمع والغناء

Risālah fī ikhtilāf ḥurmah  
al-samā' wa'l-ghinā.

A brief treatise on the lawfulness or otherwise of music, by Shaikh Muhammad 'Isā Sindhī al-Burhānpūrī. This information is taken from the fly-leaf of the volume, the body of which does not contain it. The colophon states that the work was completed in 1137/1725. There are comments and quotations in Persian at the end of the work.

Beginning:

لا حول ولا قوة الا بالله العلي العظيم واقول بالله  
التوفيق قد اختلف في سماع الغناء الخ

There is no division into chapters.

End:

واحتمال كه مراد سكرانه حوى نلى...كه ابن  
بود ومعنى در محل خود معدر اند

No other copies appear to be recorded.

## 1857

Foll. 130-137; 11½ × 6½ in.; ll. 25; cursive naskhī; rubrications; 19th century. [DELHI 708e]

A controversial tract on the question of the lawfulness or otherwise of music, by Salām Allāh b. Shaikh al-Islām (Rāmpūrī) (d. 1229/1814 or, according to others, in 1203; cf. *Tadhkirā-i 'Ulamā-i Hind*, p. 76).

Beginning:

الحمد لله الذى اشرف اشدّة [?] اصفياه سحارب  
سبحانه واغرق الاشباح الخ

The following faṣls are marked:

(1) اخراج الشيخ... ابو عبد الله محمد الخ

Fol. 130b

Fol. 132a (2) فى الاثار

- Fol. 133a (3) فى اثبات الاباحة بالقياس  
 Fol. 133b (4) فيما نقله النصاب الخ  
 Fol. 135b (5) فى بيان حجج المحرمين الخ  
 Fol. 136b خاتمة فى بيان سند [?] الرقص والوجد

End:

وهذا آخر ما اردنا ايراد به فى هذه الرسالة  
 والمقصود عن جملتها ان يعلم ان المسئلة تختلف  
 فيها على تقرار الدليل فى جانب الاباحة فالمبالغة  
 فى تضليل... غير مرضى فالحق احق ان يسع اللهم  
 انرا الحق الخ

No other copies appear to be noted.

### 1858

Foll. 124-129; 11½ × 6½ in.; ll. 21; nasta'liq;  
 19th century. [DELHI 708a]

A tract on the unlawfulness of music, by  
 'Isā b. al-Karīm.

Beginning:

ولا حول ولا قوة الا بالله العلى العظيم وبالله  
 التوفيق قد اختلف العلماء فى سماع الغناء مجردا  
 ومع الالات الخ

End:

كمال الدين جعفر بن تغلب الادموى وانه... فى  
 العلوم كلها قد كفى المؤنه عن غيره فى هذا الباب  
 فذكر دلائل الفريقين باسرها وبين ما لها وما عليها  
 كما لا مرند عليها

No other copies appear to be noted.

### 1859

Foll. 1-16; 9¼ × 5½ in.; ll. 23; closely-written  
 naskhī; slightly worm-eaten; 18th century.  
 [DELHI 710a]

نشر الزهر فى الذكر بالجهر

Nashr al-zahr fī 'l-dhikr bi 'l-jahr.

An examination into the prohibition declared  
 by certain Ḥanafī preachers against

the utterance aloud in public of the name  
 of Allāh, by Nūr al-Dīn Ibrāhīm b. Ḥasan  
 al-Kurdī al-Kūrānī (? Gūrānī) al-Shahrzūrī  
 al-Shahrānī al-Madanī (d. 1101/1690; cf.  
 Jabartī I 67; Brockelmann II 385).

Beginning:

الحمد لله المنزل واذكر اسم ربك واصيلا ومن  
 الليل فاسجد له الخ

End:

او قد كان فياذ الجود والاحسان صل وسلم على  
 سيدنا ونبينا محمد وعلى سائر آبايه واخوانه من  
 الانبياء والمرسلين وعلى آلهم وصحبهم والتابعين صلاة  
 وتسليما قاضى البركات على السابقين واللاحقين امين

No other copies appear to be noted.

### 1860

Foll. 109-161; 9¼ × 5½ in.; ll. 23; cramped  
 naskhī; rubrications; slightly worm-eaten; 18th  
 century. [DELHI 710k]

A refutation of the statement that pro-  
 nunciation of the name of God aloud in  
 public is heresy (*bid'*), by Ibrāhīm b. Ḥasan  
 al-Kūrānī (d. 1101/1690; cf. no. 1859). The  
 fly-leaf declares the title of the work to be  
 اتحاف المنيب [?] الرواة فى فضل جهر بذكر الله

Beginning:

الحمد لله العلى القريب الاقرب الاعلى الكبير  
 الاكبر الخ

The sections of the original text are set  
 out in detail and answered *seriatim*.

End:

وسلم عدد خلقك بدوامك آمين سبحان ربك رب  
 العزة الخ

No other copies appear to be noted.

### 1861

Foll. 22-27, beginning defective; 9¾ × 6¾ in.;  
 ll. 21; cursive (Persian) naskhī; rubrications;  
 worm-eaten; 18th century. [DELHI 717b]



## رفع الاشتباك عن تناول التبناك

Raf' al-ishtibāk 'an tanāwul  
al-tanbāk.

A tractate arguing in favour of the possible lawfulness of the use of tobacco, by 'Abd al-Qādir b. Muḥammad al-Ḥusainī al-Ṭabarī.

Beginning (as here extant):

أما بعد فيقول العبد المفتقر الى كرم الله العظيم  
المنان عبد القادر بن محمد الحسيني الطبري امام  
مقام خليل الرحمن الخ

The following sections are comprised in the work:

Fol. 23a مقدمة في انواع هذا النبات

Fol. 23b مقصد في بيان حكم الشرعى الخ

خاتمة نسال الله... ان يحسننا في رد قول القائل

Fol. 26a باطلاق التحرير الخ

End:

الذين يقترون على الكذب لا يفلحون متاع قليل  
ولهم عذاب اليمر فليكن هذا اختتام هذه الرسالة ولولا  
خوف الاطالة الخ

No other copies appear to be noted.

Not noted in H. Kh.

## 1862

Foll. 28-51; 9 $\frac{3}{8}$  × 6 $\frac{3}{8}$  in.; ll. 21; cursive (Persian)  
naskhī; rubrications lacking; worm-eaten; 18th  
century. [DELHI 717c]

نصيحة عباد الله وأمة رسول الله

Naṣiḥah 'ibād Allāh wa ummah  
rasūl Allāh.

A tractate arguing against the lawfulness of smoking tobacco and inhaling (شرب) (الدخان). The author is not named in the text, but the colophon mentions a Muḥammad Panāh who may be he. Questions on the subject were addressed to him in the towns of Aḥmadābād and Burūj, and he composed the present work in 1180/1766-7.

Beginning:

الحمد لله الذى خلق الاشياء كما شاء بعلمه وحكمته  
واحل ما شاء الخ

In the text are quoted a number of letters—purporting to come from members of the various madhhabs—in support of the author's argument.

End:

يستاصل شرب هذا الدخان من البلاد ويحصل له  
الاجر الجزيل على ما يشاء قدير وبالاجابة جدير وهو  
حسى الخ

No other copies appear to be noted.

## 1863

Foll. 52-61b; 9 $\frac{3}{8}$  × 6 $\frac{3}{8}$  in.; ll. 15; cursive naskhī;  
worm-eaten; 19th century. [DELHI 717d]

رسالة تخلص الانسان من

ظلمات الدخان

Risalah takhlis al-insān min  
ẓulumāt al-dukḥān.

A tractate arguing the unlawfulness of tobacco-smoking and inhaling, by Nāfi' Effendī.

Beginning:

الحمد لله الذى حرم على عباده الخباثت واحل  
لهم الطبييات الخ

End:

لانى ارى فيه من الظلمات والرايحة الخبيثة  
المغيرة للمظاهر والباطن قاله محمد امين تراب  
الحرمين عفى الله عنه الخ

No other copies appear to be noted.

Not noted in H. Kh.

## 1864

Foll. 61b-66b; 9 $\frac{3}{8}$  × 6 $\frac{3}{8}$  in.; ll. 15; cursive naskhī;  
rubrications; worm-eaten; 19th century.

[DELHI 717e]

A fatwā by al-Mālikī, a mudarris at Mecca, declaring that the use of tobacco for smoking is forbidden by the law.

Beginning:

الحمد لله رب العالمين استعمال الدخان كاصله  
لان اصله الخشب والنار وكل منهما تحرم استعماله  
اكلاً الخ

The following fašls are marked:

في الفرق بين [..illegible] الموقد وهو المخدر  
Fol. 62b المسكر الخ  
قد حدث اوآخر القرن العاشر شي يقال له دخان  
Fol. 63a الخ

End:

فحرمة دخان التنباك بالنص الصريح والدواء بالحرام  
والخبث منهي عنه كما تقدم

### 1865

Foll. 66a-68b and 73a, end defective;  $9\frac{3}{8} \times 6\frac{3}{8}$  in.; ll. 15; cursive naskhī; worm-eaten; 19th century. [DELHI 717f]

A [? Wahhābī] tract on the unlawfulness of smoking tobacco, by Muḥammad b. 'Alī b. Muḥammad (b. سحران) al-Šiddiqī.

Beginning:

هذا... عن شرب الدخان تاليف الشيخ العلامة  
محمد بن علي بن محمد بن سحران الصد ي[قى]...  
اعلم ان وجه المنع ايضا عن التنباك الخ

End (as here extant):

من كان خوانا اثما اعاذ... من كل محرم  
ومكروه وخطئته بحرمة النبي وآله وصحبه وتبعه عليه  
وعليهم...

No other copies appear to be noted.

### 1866

Foll. 69-71;  $9\frac{3}{8} \times 6\frac{3}{8}$  in.; ll. 15; cursive naskhī; rubrications; worm-eaten; 19th century. [DELHI 717g]

### رسالة في حرمة التباكو [sic]

#### Risālah fi Ḥurmah al-tabākū.

A tract against the lawfulness of the use of tobacco. The author's name does not appear.

Beginning:

الحمد لله وسلام على عباده الذين اصطفى أما بعد  
فقد روى عن النبي الخ

The following are the beginnings of the arguments used:

- (1) انه خبيث الخ Fol. 69a  
(2) ان شربه تغير لخلق الله Fol. 69b  
(3) ان فيه اذى المسلمين Fol. 70a  
(5) انه اسراف المال [sic] Fol. 70b  
(6) ان فيه مخالفة تدوى الامر حيث نبى عند  
Fol. 71a المسلمين

End:

الخبثات للخبثين والخبثون للخبثات والطيبات  
للطيبين والطيبون للطيبات

No other copies appear to be noted.

### 1867

Foll. 145-148;  $11\frac{5}{8} \times 6\frac{3}{8}$  in.; ll. 25; cursive (Indian) naskhī; rubrications; 19th century. [DELHI 708g]

A plea for the lawfulness of music, by the author of قانع البدعة, Muḥammad Karīm Allāh (? b. Luṭf Allāh Fārūqī; d. 1291/1874; cf. *Tadhkīra-i 'Ulamā-i Hind*, p. 172), who states that experience has caused him to alter the views expressed in that work.

Beginning:

الحمد لله الذى جعل الشريعة مفتاح السعادة  
والطريقة مطمح السيادة الخ

End:

فاياك واياك من ان تعتقد فى حق الاولياء الذين  
هم محبوبون فى جناب الله وجناب رسوله شأ اخر

والله يهدي من يشاء الى صراط المستقيم والسلام  
على من اتبع الهدى

No other copy appears to be noted.  
Not noted in H. Kh.

### 1868

Foll. 128;  $7\frac{7}{8} \times 5\frac{1}{4}$  in.; ll. 14; naskhī, partially vocalised; rubrications; numerous marginal and interlinear comments in Persian and Arabic in the earlier folios; worm-eaten; 19th century.  
[DELHI 560]

السيف الماسح

al-Saif al-māsih.

A Shī'ah polemical treatise in which the author, Muḥammad ibn Dildār 'Alī (d. after 1228/1813; cf. I'jāz Ḥusain, no. 2107 and Introduction, p. 4) attacks the position assumed by 'Abd al-'Azīz (tutor to one of the Mogul emperors of Delhi) in his *Fath al-'azīz* in opposition to the great Shī'ah leader Bahā' al-Dīn al-'Āmilī. The work deals with the ritual (and symbolical) washing of feet and wiping of foot-gear.

Beginning:

الحمد لله الذى شرفنا بمسح أيدي الإفحام على  
وجوه المردة الليام ووقفنا لغسل شكوك عبدة الاصنام الخ

Passages from the text of the *Fath al-'azīz* are introduced by قوله. The work is not divided into chapters.

End:

العجب كل العجب ان لا يكون القول بخطائهم  
اقتراء والقول بعصمتهم اقتراء وناهيك فى جوابه قوله  
تع' لعنه الله على الكاذبين'

No other copies appear to be recorded.  
I'jāz Ḥusain, no. 1688.

#### I. ADDITIONAL MSS

### 1869

Foll. 277, end defective;  $7\frac{5}{8} \times 3\frac{7}{8}$  in.; ll. 25; small cursive naskhī; worm-eaten; 16th century (fol. 126a bears a seal with the date 1184/1770).  
[DELHI 896]

Glosses on 'Aḍud al-Dīn al-Ijī's commentary on the *Mukhtaṣar al-Muntahā* (a work on the Mālikī Uṣūl al-Fiqh) of Ibn Ḥājjib al Mālikī, by Saif al-Dīn Aḥmad al-Abharī (d. 8th/14th century; cf. Bankipore XIX (i), no. 1549). The author's name does not appear in the text but is to be deduced from H. Kh. VI 172, where the beginning given is as quoted here.

Beginning:

الحمد لله الذى شرع فى الاحكام وربطها بدلائل  
كلية وعلل تفصيلية للاحك... واثار معالم الدين الخ

The passages of al-Ijī are introduced by قوله, the glosses not being separately marked.

End (as here extant):

التي يدل عليها قوله ليستنبط قوله على اودات  
يمكن ان يخص...

For other copies see Būhār II, no. 138; Bankipore XIX (i), no. 1549.  
H. Kh. VI 172.

### 1870

Foll. 162-193;  $8\frac{3}{4} \times 5\frac{1}{8}$  in.; ll. 37; small neat naskhī; rubrications; copyist, Mahbub Shah; date 1140/1727.  
[DELHI 956A d]

كتاب الادلة

Kitāb al-Adillaḥ.

A manual on the principles and practical application of the shari'ah arranged as replies to a number of theoretical questions, by Abū Bakr b. Muḥammad b. Aḥmad b. Abī 'l-'Abbās al-Baiḍāwī.

Beginning:

الحمد لله الذى نصب للحق دلائل لا يحة الايقان  
وبين حجى واضحة البرهان الخ

The work comprises the chapters common in the ordinary manuals of furū'.

End:

وايضا من له ان يطاء ملك اليمين كان له  
تزويجها كلاله القن'

For other copies see Āṣafiyah, p. 1160 (where the date of the author's death is

confused with that of the Qur'an commentator 'Abd-Allāh b. 'Umar al-Baidāwī).  
Not in H. Kh.

## 1871

Foll. 64, end defective;  $8\frac{3}{8} \times 5\frac{1}{4}$  in.; ll. 11; regular, even naskhī followed by nasta'liq; scattered marginal comments; worm-eaten; 17th century. [DELHI 822]

Annotations by Muḥammad Ya'qūb (? b. 'Alī; cf. Rāmpūr, p. 303) al-Banbānī (d. after 1081/1670; cf. no. 1525—Delhi 1756) to the ḥāshiyah by al-Sharīf al-Jurjānī on the *Mukhtaṣar al-muntahā* (see no. 1480).

Beginning:

(يقول العبد الضعيف محمد يعقوب البنانى) حامدا  
لله على نعمائه ومصليا على سيد انبيائه... قال...  
اردف التسمية بالتحديد الخ

The passages of al-Sharīf al-Jurjānī's text are introduced by قوله.

End (as here extant):

قوله فان قيل حاصله ان التفسير ليس بمخصوص  
بنوع منه بل هو الخارج منه مبين لما عرف سابقا  
وليس الخارج نوعا لذلك قوله احد الواردين...

No other copies appear to be recorded.  
Not in H. Kh.

## 1872

Foll. 96, end defective;  $7\frac{1}{4} \times 5$  in.; ll. 19; small clear naskhī changing to a more cursive hand; copious marginal comments on earlier folios; 18th century. [DELHI 821]

### Hāshiyah 'alā Sharḥ Mukhtaṣar al-muntahā.

Another copy of al-Sharīf al-Jurjānī's supercommentary on the *Mukhtaṣar al-muntahā* of Ibn Ḥājib.

(See no. 1480.)

## 1873

Foll. 56–81a;  $10 \times 5\frac{3}{4}$  in.; ll. 15; coarse naskhī; rubrications; worm-eaten; date 17 Jamādā I 1083/1672. [DELHI 974b]

## مصباح المبتدئ وهداية المقتدى

### Miṣbāḥ al-mubtadi' wa hidāyah al-muqtadi.

A brief treatise on the laws concerning the ritual of worship according to the Shī'aḥ, by Abū 'l-'Abbās [Jamāl al-Dīn] Aḥmad b. Fahad al-Ḥillī (d. 841/1437–8; cf. I'jāz Ḥusain, no. 2967).

Beginning:

الحمد لله مانح التوفيق وموضح الطريق ومزيل  
التعويق الخ

The work comprises 3 bābs.

Fol. 56a الاول فى المقدمات

Fol. 64a الباب الثانى فى الصلوة

Fol. 77b الباب الثالث فى الخلل الواقع فى الصلوة

End:

وان ياتى بالتشهد من اوله كان احوط ولا يتحتم  
التسليم؛ وليكن هذا اخر ما نوره فى هذه المقدمة  
والحمد لله الخ

No other copies appear to be recorded.  
I'jāz Ḥusain, no. 2967.

## 1874

Foll. 81b–97a;  $10 \times 5\frac{3}{4}$  in.; ll. 15; fair naskhī; rubrications; 19th century. [DELHI 974c]

A short treatise on the ceremonies of the ritual of worship, with special reference to the lexicographical significance of the terms employed. Title and author's name are lacking.

Beginning:

الحمد لله رب العالمين وصلى الله على محمد  
وأله الطاهرين وبعد فبهذه مقدمة وجيزة تشتمل على  
معانى افعال الصلوة الخ

The work comprises the following faṣls:

Fol. 82a (1) فى الوضوء

Fol. 85b (2) فى معنى النية والقيام

Fol. 87a (3) فى معنى تكبيرة الاحرام



- Fol. 87*a* (4) فى معنى قراءة الفاتحة  
 Fol. 90*a* (5) فى سورة الاخلاص  
 Fol. 92*b* (6) فى معنى الذكر  
 Fol. 94*a* (7) فى معنى التشهد  
 Fol. 96*a* (8) فى معنى التسليم

End:

وجوب الاعراب فى ذلك والاستحباب اشهر اما  
 مخارج الحروف فيجب فى الجميع وليكن هذا آخر  
 ما نوره من تسطير هذه المقدمة وانقطع الكلام  
 بحمد الله الملك العلام وبالصلوة على خير الانام الخ

### 1875

Foll. 198–209*a*;  $8\frac{3}{4} \times 5\frac{1}{8}$  in.; ll. 25; small neat  
 naskhī; rubrications; worm-eaten; 18th century.  
 [DELHI 956*Ae*]

كتاب زبدة الاحكام فى اختلاف

ائمة الاعلام

Kitāb Zubdah al-ahkām fī ikhtilāf  
 a'immaḥ al-a'lam.

A brief manual detailing the points of  
 agreement and of difference amongst the  
 four chief madhhabs on questions of ritual  
 and other legal matters, by Sirāj al-Dīn  
 'Umar b. Ishāq b. Aḥmad al-Hindī al-  
 Ghaznawī (d. 773/1372; cf. Ibn Quṭlūbūghā,  
 no. 144; *Durar al-kāmīnah* III 154 f.;  
 Brockelmann II 80).

Beginning:

كتاب الطهارة اتفقوا على ان فرائض الوضوء  
 اربعة غسل الوجه واليدين الى المرفقين الخ

End:

واتفقوا على ان الاب ليس له ان يستوفى القصاص  
 بولده الكبير وليكن هذا اخر المختصر والله اعلم  
 بالصواب الخ

For another copy see Berlin 4862.  
 H. Kh. III 533.

### 1876

Foll. 43–85;  $10\frac{3}{8} \times 6\frac{1}{8}$  in.; ll. 20; inelegant Indian  
 nasta'liq; 19th century. [DELHI 976*c*]

al-Fawā'id al-madanīyah.

Extracts from the work by Muḥammad  
 Amin b. Muḥammad Sharīf al-Astarābādī,  
 beginning with the Muqaddamah.

Author's colophon:

وقد وقع الفراغ من تحرير العوائد المدينه فى  
 الربيع الاول من سنه احدى وثلث بعد الالف فى  
 المكه المعظمه... تم الكتاب بهذا اللفظ

See no. 1507 above.

### 1877

Foll. 107–124*a*;  $10\frac{1}{8} \times 6\frac{1}{8}$  in.; ll. 13; clear  
 nasta'liq; rubrications; 19th century.  
 [DELHI 934*g*]

عمدة الاعتماد فى كيفية

الاجتهاد

'Umdah al-i'timād fī kaifiyah  
 al-ijtihād.

(Or *al-Risālah al-Ijtihādīyah*.)

A tractate on the significance and methods  
 of ijtihād—the independent deduction of  
 new laws from precedents, by Muḥadhdhib  
 al-Dīn Aḥmad b. 'Abd al-Riḍā (*fl.* India  
 late 11th/17th century; cf. Brockelmann II  
 412). The author states that he was asked  
 to undertake the work whilst on a visit to  
 Kābul in the year represented by the  
 chronogram *العين المتوجه والغاء* i.e. 1080/  
 1669–70.

Beginning:

احمدك يا من من علينا بالتوفيق للهداية الى  
 سواء الصريق الخ

The work comprises the following parts:

- Fol. 108*a* المقدمة فى الاجتهاد والاحتياج اليه  
 Fol. 110*b* الفصل الاول فيما يتوقف عليه الاجتهاد

- Fol. 112*b* الفصل الثانی فی الادلة  
 Fol. 114*a* الفصل الثالث فی كيفية الاجتهاد  
 Fol. 120*b* الفصل الرابع فی المجتهد والمقلد الخ  
 Fol. 123*b* الخاتمه فی تحريصك على المقصود

End:

ذروة مراتب الاجتهاد والاستدلال بعد ان عرفت  
 ان البلدة المذكورة الرخمة المحبورة والحمد لله  
 وحده

No other copy appears to be recorded.  
 Not in H. Kh.

### 1878

Foll. 1-15; 8 $\frac{3}{8}$  × 6 in.; ll. 24; naskhī; rubrications;  
 worm-eaten; 17th century. [DELHI 137*Aa*]

## عمدة الحُكَّام

### 'Umdaḥ al-ḥukkām.

Three faṣls of a work, presumably for the use of judges, dealing with legal oaths. The author's name is lacking, but he may perhaps be identified with Najm al-Dīn Ibrāhīm b. 'Alī al-Ṭarsūsī (d. 758/1357; cf. H. Kh. iv 258) who wrote a work of the same name. The present work appears not to form part of the 'Umdaḥ al-ḥukkām written on the same subject by Shams al-Dīn Muḥammad al-Timurtāshī (d. 1004/1595) which is fully described in Berlin 4802, the sources quoted being mainly older.

Beginning:

الفصل... فيما يجرى فيه الاستحلاف وما لا يجرى  
 فيه... ادعت امرأة على رجل النكاح الخ

The following faṣls are also comprised here:

- Fol. 6*a* (3) في النكول والابناء عن اليمين  
 Fol. 9*b* (2) في بركة السر والعلانية واهلية المنكح  
 Fol. 12*b* (3) في كيفية الجرح

End:

وفي الفتاوى العتابية ولو شهد وكتم الله عبد  
 ومحدود لم ياتر بخلاف الحاكم

No other copies appear to be recorded.  
 H. Kh. iv 258.

### 1879

Foll. 133-173; paper of various sizes uniformly mounted on paper of 10 $\frac{3}{8}$  × 6 $\frac{1}{2}$  in.; naskhī in a variety of hands (Arabic and Persian); various dates, 19th century. [DELHI 489*b*]

A collection of fatāwī, legal propositions and questions, of which the following indicate the chief:

- (1) Fol. 133*b*. Building of a mosque disputed.
- (2) Fol. 134*a*. A claim unsupported by proof invalid.
- (3) Fol. 134*b*. Fatwā concerning a disputed marriage.
- (4) Fol. 136. A wife's right to jewellery and household utensils.
- (5) Fol. 137. What persons will suffer torment in the grave.
- (6) Foll. 139-41. Various legal axioms.
- (7) Fol. 142. Eschatological—the spirits of the dead.
- (8) Fol. 143. Liability for the *mahr*.
- (9) Fol. 144. Concerning gifts (هبة).
- (10) Fol. 145-6. Claims to goods of varied description.
- (11) Fol. 147-8. Pledges.
- (12) Fol. 149. Claims to immovable property.
- (13) Fol. 151. Disputed loans.
- (14) Fol. 153. Invalidation of contracts.
- (15) Fol. 154-73. Various legal and religious axioms and principles.

### 1880

Fol. 189*b*-191; 8 $\frac{3}{4}$  × 5 $\frac{1}{8}$  in.; ll. 21; small naskhī, the points sometimes omitted; 16th century. [DELHI 507*c*]

A brief anonymous treatise on *farā'id*.

Beginning:

حامدا لذى الطود والتمن مصليا على محمد مبيّن  
الفرايض والسنن الخ

No divisions are indicated.

End:

ولكل من ورثه الميت الثانى سهم فى وفق نصب  
الاولى وهى سهم والله سبحانه اعلم تمّت  
وبلحير [sic] غمت بحق محمد الخ

No other copies appear to be recorded.  
Not noted in H. Kh.

1881

Foll. 22-27, end defective;  $8\frac{1}{2} \times 5$  in.; ll. 14;  
ornamental naskhī; worm-eaten; 18th century.  
[DELHI 788c]

A treatise on Shī'ah farā'id. Title and  
author's name are both lacking.

Beginning:

اعلم انه اذا مات الانسان اول ما يبداء من التركة  
بتكفينه الخ

End (as here extant):

ماتت وتركت بنتاً وروحا فلبنت النصف وللزوج  
الربع والباقى للعصبة اصل المسئلة...













